

**1999 DRAFTING REQUEST****Bill**Received: **09/8/98**Received By: **kenneda**Wanted: **As time permits**

Identical to LRB:

For: **Administration-Budget 7-7980**By/Representing: **Geisler**This file may be shown to any legislator: **NO**Drafter: **kenneda**May Contact: **DHFS--Daggett**

Alt. Drafters:

Subject: **Health - miscellaneous  
Mental Health - miscellaneous**Extra Copies: **TAY,GMM,JEO****Topic:**

DOA:.....Geisler - Appropriation changes

**Instructions:**

See Attached; same as 97-5283

**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>
/1	kenneda 09/8/98 kenneda 10/15/98	jgeller 09/21/98	jfrantze 09/21/98 haugeca 11/12/98	_____	gretskl 09/21/98		State
/2	kenneda 01/21/99	jgeller 01/21/99	hhagen 01/21/99	_____	lrb_docadmin 01/21/99		State
/3	kenneda 01/23/99	jgeller 01/25/99	jfrantze 01/25/99	_____	lrb_docadmin 01/25/99		State
/4	kenneda 01/31/99	jgeller 01/31/99	hhagen 01/31/99	_____	lrb_docadmin 02/1/99		State
/5	kenneda 02/2/99	jgeller 02/2/99	jfrantze 02/3/99	_____	lrb_docadmin 02/3/99		State

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/6	kenneda 02/8/99	jgeller 02/8/99	ismith 02/9/99	_____	lrb_docadmin 02/9/99		State

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*16 2/8 JLG*      *IS 2/9/99*      *IS/LP 2/9/99*

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15 3/2 jlg      JLB      J/PJ  
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*At 1/31 jlg*  
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*13 1/25 jlg* *1/25* *1/25* *1/25*

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1/25

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1?	kenneda	P1-9-21-98 JLG	9/21	9/21			

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# DHFS

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*Department of Health and Family Services*  
**1999-2001 Biennial Budget Statutory Language Request**  
June 29, 1998

**Title: Appropriation Streamlining**

**Current Language**

DHFS requests the repeal of 13, the renumbering of 1, the amendment of 5 and the creation of 2 alpha appropriations under s. 20.435. Amendments are also requested to program language affected by the requested appropriation changes.

**Proposed Change**

Repeal 20.435(1)(cg), (1)(j), (1)(km), (5)(bt), (5)(bu), (5)(eg), (5)(ev), (5)(f), (2)(bm), (6)(d), (6)(gg), (7)(cp) and (7)(dj); renumber (6)(k) to (6)(gc); amend (1)(gm), (5)(bs), (5)(cb), (2)(b), and (7)(dh) and create (3)(me) and (3)(bc).

In addition, amend 49.025(2) and 49.027, 253.085, 253.07(4), 46.81(2) and (5) and 46.86 which contain appropriation references changed above.

Amend 46.48 and create 46.481. Delete 254.89.

**Effect of the Change**

DHFS has reviewed the appropriation structure of the Department in an effort to reduce the number of both alpha and numeric appropriations in DHFS to reduce the amount of administrative work required of budget and accounting staff. The proposal has been discussed with State Budget Office and Legislative Fiscal Bureau staff; both agencies indicate support for the proposal.

**Rationale for the Change**

DHFS has more appropriations than any other department in state government. Fiscal and budget staff workload increases with each added appropriation. This request streamlines, where possible, the DHFS appropriation structure in an effort to use existing staff resources most effectively and efficiently.

**Desired Effective Date:** Upon passage.  
**Agency:** DHFS  
**Agency Contact:** Cindy Daggett  
**Phone:** 266-5380

Request

Requested changes:

Amend (1)(gm) to delete reference to milk volume control and combine with (1)(j) Fees for services and supplies.

Proposed (1)(gm):

*25489*  
(1)(gm) Fees for licensing review, certifying activities and supplies and services. The amounts in the schedule for the purposes provided in ch. 69 and in ss. 146.50(8), 250.05(6), 252.23, 252.24, 252.245, 254.176, 254.178, 254.20(5) and (8), 254.31 to 254.39, 254.41, 254.47, 254.61 to 254.88 and 255.08(2) and ch. 150 and for the purchase and distribution of the medical supplies and to analyze and provide data under s. 250.04. All moneys received under ss. 146.50(8)(d), 150.13, 250.05(6), 252.23(4)(a), 252.24(4)(a), 252.245(9), 254.176, 254.178, 254.20(5) and (8), 254.31 to 254.39, 254.47, 254.61 to 254.88 and 255.08(2)(b) shall be credited to this appropriation account. All moneys received under ch. 69 and ss. 250.04(3m) and 254.41 and as reimbursement for medical supplies shall be credited to this appropriation. From the fees collected under s. 50.135(2), \$444,700 in fiscal year 1999-00 and \$451,600 in fiscal year 1900-01 shall be credited to this appropriation account.

In addition, delete 254.89.

*No.  
D-Note*

Requested Changes:

Combine (5)(bs), (5)(bt) and (5)(bu)

Proposed (5)(bs):

(5)(bs) Relief block grants to counties and tribal governing bodies. The amounts in the schedule for relief block grants under s. 49.025, 49.027 and 49.9 to counties and tribal governing bodies.

Also amend 49.025(2) *(a) (intro.)* to refer to s. 20.435(5)(bs) rather than (5)(bt) and 49.027 *02* to refer to (5)(bs) rather than (5)(bu). *(2) (a) (intro.) + l.d.*

*49.45 (6m) (br) 1.*

Requested changes:

Combine (5)(cb), (5)(eg), (5)(ev) and (5)(f)

Proposed (5)(cb):

(5)(cb) Women's Health Services. The amounts in the schedule for health screening for low-income women under s. 255.075, for conduct of a women's health campaign under 1997

121  
under 253.085 (1)  
Wisconsin Act 27, section 9123(6)(a) and for women's health projects under 1997 Wisconsin Act 27, section 9123(6)(b) and (6m); for grants for pregnancy counseling under s. 253.08, for outreach to low-income pregnant women and for maternal and infant health projects under s. 253.085 as well as to provide family planning services under s. 253.07 and 1991 Wisconsin Act 39, section 9125(21q). Notwithstanding ss. 20.001(3)(a) and 20.002(1), the department may transfer funds between fiscal years under this paragraph. All funds distributed by the department under s. 253.07(2)(b) and (4) but not encumbered by December 31 of each year lapse to the general fund on the next January 1 unless transferred to the next calendar year by the joint committee on finance.

(2)  
Also amend 253.087 to change the reference from (5)(eg) to (5)(cb)—two occurrences. (intro.)  
Amend 253.085 to change the reference from (5)(ev) to (5)(cb). Amend 253.07(4) to change the reference from (5)(f) to (5)(cb).

✓ Requested changes:

Combine 20.435(2)(b) and (2)(bm). 980.12 (1)

Proposed (2)(b):

(2)(b) Wisconsin resource center and secure mental health units or facilities. The amounts in the schedule for general program operations, other than operations related to security, of the Wisconsin resource center and for the general program operations of secure mental health units or facilities under s. 980.065 for persons committed to institutional care under s. 980.06(2)(b) and placed in a secure mental health unit or facility.

✓ Requested changes:

Create (3)(bc) to reflect moving funds managed by the Division of Children and Family Services to program 03 including: Foster Placement Continuation, Police Athletic League, Runaways and Court Appointed Advocates. Amend program language under s. 46.48 and create 46.481 Grants for Children's Community Programs.

✓ Create (3)(bc):

(3)(bc) Grants for children's community programs. The amounts in the schedule for grants for children's community programs under s. 46.481. Notwithstanding ss. 20.001(3)(a) and 20.002(1), the department may transfer funds between fiscal years under this paragraph. Except for amounts authorized to be carried forward under s. 46.481, all funds allocated but not encumbered by December 31 of each year lapse to the general fund on the next January 1 unless carried forward to the next calendar year by the joint committee on finance.

✓ Create 46.481 Grants for children's community programs

✓ Create 46.481(1) General. From the appropriation under s. 20.435(3)(bc), the department shall distribute grants for community programs as provided in this section.

D-N ✓ In addition, move 46.48(3)(a) Foster care placement continuation to newly created 46.481 and 46.48(9) Police athletic league recreational activities to 46.481 and 46.48(27) Grants to runaway programs and (28) Grants for court-appointed special advocates to 46.481. <sup>and (b)</sup>

✓ Requested changes:

Combine (7)(dh) with (7)(dj)

Proposed (7)(dh):

(7)(dh) Programs for senior citizens, elder abuse services and the benefit specialist program. The amounts in the schedule for the programs for senior citizens, including but not limited to the purpose of distributing funds under s. 46.80(2m)(b) to supplement any federal foster grandparent project funds received under 42 USC 5011(a) and the purposes of ss. 46.80(5) and 46.85, and for direct services for elder persons and other individuals under s. 46.90(5m), as well as for the benefit specialist program for older persons under s. 46.81. Notwithstanding ss. 20.001(3)(a) and 20.002(1), the department of health and family services may transfer funds between fiscal years under this paragraph. All funds allocated under ss. 46.80(2m)(b) and (5), 46.85 and 46.81(2) but not encumbered by December 31 of each year lapse to the general fund on the next January 1, unless transferred to the next calendar year by the joint committee on finance, but the department may carry forward funds allocated under s. 46.90(5m) that are not encumbered by June 30 of each year for allocation under s. 46.90(5m) in the following state fiscal year. For the purposes of this paragraph, funds are encumbered by December 31 if allocated for services received or for goods ordered by December 31.

Also amend 46.81(2) and (5) to change the reference from 20.435(7)(dj) to (7)(dh).

Create

✓ (3)(bc)—See (7)(bc)

✓ (3)(me) Federal block grant local assistance. Funds in two numeric appropriations, 395 and 396, will transfer to (3)(me) from (3)(nL).

Re-number (6)(k) to (6)(gc). This appropriation is PR rather than PRS.

No; D-N ?

Repeal

✓ 20.435(1)(cg) Funds will transfer to (1)(a). ✓

✓ (1)(j) Funds will transfer to (1)(gm). ✓

✓ (1)(km) PR-S; positions and functions will be directly funded. Mail room positions and functions will be transferred to DMT.

✓ (5)(bt) Funds will transfer to (5)(bs). ✓

✓ (5)(bu) Funds will transfer to (5)(bs). ✓

✓ (5)(eg) Funds will transfer to (5)(cb). ✓

✓ (5)(ev) Funds will transfer to (5)(cb). ✓

✓ (5)(f) Funds will transfer to (5)(cb). ✓

✓ (2)(bm) Funds will transfer to (2)(b). ✓

✓ (6)(d) Funds will transfer to (6)(a). ✓

No-D-Note ✓ (6)(gg) Funds will transfer to (6)(l).

D-Note ✓ (7)(cp) Amend 46.86<sup>(1)</sup> to remove reference to (7)(cp).

✓ (7)(dj) Funds will transfer to (7)(dh). ✓

1999-01 DEPARTMENT APPROPRIATION STRUCTURE FILE MAINTENANCE

Def. Code	Current	New	Delete	Program	Numeric	Alpha	Line No.	Inactive	TITLE (Maximum -- 75 Characters)	Change Author	Fund Code	Appn Type
			X	01	cg				Emergency medical services; general program operations	GPR/PR/SEG	05	A
			X	01	108	cg			Emergency medical services; general program operations	GPR	05	A
			X	01		j			Fees for services and supplies	PR	05	A
X				01	126	gm			Vital records (change alpha designation from j to gm)	PR	05	A
X				01	138	gm			Radiation monitoring (change alpha designation from j to gm)	PR	05	A
			X	01	182	gm			Milk Volume Control	PR	05	A
			X	01		km			Internal services	PR	05	A
			X	01	132	km			Internal services	PR	05	A
X				01	145	q			Groundwater and air quality standards (change title)	SEG	74	A
			X	01	161	q			Groundwater and air quality standards	SEG	74	A
X				05		bs			Relief block grants to tribal governing bodies and counties	GPR	05	A
			X	05		bt			Relief block grants to counties with a population of 500,000 or more	GPR	05	A
			X	05		bu			Relief block grants to counties with a population of less than 500,000	GPR	05	A
X				05	508	bs			Relief block grants to tribal governing bodies and counties with a population of 500,000 or more (change alpha designation)	GPR	05	A
X				05	502	bs			Relief block grants to tribal governing bodies and counties with a population of less than 500,000 (change alpha designation)	GPR	05	A
			X	05		eg			Pregnancy counseling	GPR	05	A
			X	05		ev			Pregnancy outreach and infant health	GPR	05	A
			X	05		f			Family planning	GPR	05	A
			X	05	578	ev			Pregnancy outreach (change alpha designation from ev to cb)	GPR	05	A
X				05	511	cb			Pregnancy counseling and outreach (change title and alpha designation from eg to cb)	GPR	05	A
X				05	520	cb			Family planning (change alpha designation from f to cb)	GPR	05	A
			X	05	516	cc			Breast cancer screening and services	GPR	05	A
			X	05	519	cc			Cancer treatment, training, follow-up control prevention	GPR	05	A
			X	02		bm			Secure mental health units or facilities	GPR	05	A
X				02		b			Wisconsin Resource Center and secure mental health units or facilities	GPR	05	A
X				02	203	b			Secure mental health units or facilities, (change alpha designation from bm to b)	GPR	05	A
X				03	303	eg			Programs for adolescents and adolescent parents (title change only)	GPR	05	A





DEPARTMENT OF HEALTH AND FAMILY SERVICES  
 APPROPRIATION STREAMLINING PROPOSAL  
 AS APPROVED BY DOA

Division of Health  
 (subject to change if reorg decisions affect appropriations)

Current                      Proposed Change                      Language Change                      Comment

(1)(a) General program operations 101 General program operations				
(1)(cg) Emergency medical services; general program operations 108 Emergency medical services; general program operations	Repeal Delete	Y	Move 108 funding into 101	

(1)(gm) Licensing, review and certifying activities 121 Lead Abatement Certification 123 Sanitarian Registration 124 Licensing, Review and Certifying Activities 131 Health Facilities License Fees 135 Health Facilities Review Fees 137 Radiation Protection 143 Tanning Fees 144 EMS Licensing Fees 182 Milk Volume Control 184 Asbestos Abatement Certification	Amend	Y		
(1)(j) Fees for services and supplies 126 Vital Records 138 Radiation Monitoring	Delete  Repeal Move Move	Y	Repeal (1)(j). Retain 126 and 138, but move to (1)(gm)	

(1)(km) Internal services 132 Internal services	Repeal Delete	Y	Repeal (1)(km); delete 132; move mail services to DMT and directly fund all remaining FTE and services.	
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(1)(g) Groundwater and air quality standards 145 Air Quality Standards 161 Groundwater and Air Quality Standards	Delete	N	Combine numerics; delete 161.	
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(5)(bs) Relief block grants to tribal governing bodies 510 Relief block grants to tribal governing bodies	Amend	Y	Amend to include (5)(bt) and (5)(bu). Repeal (5)(bt) and (5)(bu); retain separate numerics 510, 508 and 502.
(5)(bt) Relief block grants to counties with a population of 500,000 or more 508 Relief block grants to counties with a population of 500,000 or more	Repeal	Y	
(5)(bu) Relief block grants to counties with a population of less than 500,000 502 Relief block grants to counties with a population of less than 500,000	Repeal	Y	

(5)(cb) Women's Health Services 570 Women's Health Services	Amend	Y	Amend (5)(cb); repeal (5)(eg), (5)(ev) and (5)(f). Delete 578. Retain 570, 511 and 520 under (5)(cb).
(5)(eg) Pregnancy counseling 511 Pregnancy counseling	Repeal	Y	Move to (5)(cb) and combine with 578 from (5)(ev); amend to Pregnancy Counseling and Outreach
(5)(ev) Pregnancy outreach and infant health 578 Pregnancy outreach	Repeal Delete		Delete; combine with 511.
(5)(f) Family planning 520 Family planning	Repeal	Y	Move to (5)(cb)

(5)(cc) Cancer treatment, training, follow-up control and prevention 503 Cancer treatment, training, follow-up control and prevention		N	Combine numerics within (5)(cc).
516 Breast Cancer Screening and Services 519 Cancer Treatment, Training, Follow-Up Control Prevention	Delete Delete		

Division of Care and Treatment Facilities

(2)(b) Wisconsin Resource Center 202 Wisconsin Resource Center	Amend	Y	Amend to include (2)(bm); retain separate numerics 202 and 203.
(2)(bm) Secure Mental Health Units or Facilities 203 Secure Mental Health Units or Facilities	Repeal	Y	

Division of Children and Family Services

(3)(eg) Programs for Adolescents and Adolescent Parents	N	Combine numerics; Sherwood has lead and will correct program language.
303 Adolescent Parent Services		Delete
304 Adolescent Services		Delete
305 Adolescent Pregnancy Prevention Services		

(3)(me) Federal block grant local assistance	Y	Federal block grant local assistance appropriation was not created in program 03, but we do have block grant local assistance numerics in (3)(nL). Move 395 and 396 to (3)(me).
(3)(nL) Federal program local assistance	N	
344 Federal Foster Care - Milwaukee County		Create
345 Federal Foster Care - Non-Milwaukee County		
349 Federal Program Local Assistance		Move
395 Substance Abuse Block Grant - Community Aids Prevention		Move
396 Substance Abuse Block Grant - Counties		Move

(3)(o) Community aids; prevention activities.	N	Appropriation is continuing; Chapter 20 designation is annual; correct on B5/B6 run.
384 Community aids; prevention activities		

Division of Supportive Living

(6)(a) General program operations.	N	
601 General Program Operations		
(6)(d) Council on Physical Disabilities	Y	Move funds to (6)(e) numeric 601.
608 Council on Physical Disabilities		Repeal Delete

(6)(gg) Contractual services	Y	Move funds to (6)(l) 633.
638 Contractual services		Repeal Delete
(6)(l) Gifts and Grants	N	
633 Gifts and Grants		

(6)(j)b) Fees for administrative services 631 Fees for Administrative Services	N	Move funds in 627 under (6)(jm) to 631 under (6)(jb).
(6)(jm) Licensing and support services 625 Home Health License Fees 627 Workshop Fees 634 Health Facilities Plan Review 635 Program Certification Operations 637 Health Facilities License Fees 639 Licensing and Support Services 685 Hospice Licensure Fees 689 Rural Medical Centers	N	Delete

(6)(k) Nursing home monitoring and receivership operations 620 Nursing Home Monitoring and Receivership Operations	Y	Renumber to (6)(gc) and change designation from PRS to PR. Funds received under this appropriation are not PRS. Retain numeric 620 under renumbered alpha.
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(7)(be) Mental Health Treatment Services 710 Relocation Services for Mentally Ill Persons 714 Mental Health Treatment Services	N	Combine numerics, delete 714.
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(7)(bc) Grants for community programs 785 Grants for community programs	Y	Amend (7)(bc); move DCFS funds (Foster Placement Continuation, Police Athletic League, Runaways and Court Appointed Advocates to newly created (3)(bc) 386. Amend program language under s. 46.48.
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(7)(cp) Capacity building for treatment programs 720 Capacity building for treatment programs	Y	Delete 720.
--	---	-------------

(7)(dh) Programs for senior citizens and elder abuse services 709 Programs for Senior Citizens and Elder Abuse Services	Y	Amend (7)(dh) to include (7)(dj) language. Funds are local assistance and aids, but are spent as aids. Retain two numerics.
(7)(dj) Benefit Specialist program 778 Benefit Specialist Program	Y	Repeal Move

(7)(kb) Severely emotionally disturbed children 732 Severely emotionally disturbed children	N	Appropriation is PRS. Chapter 20 designation is PR. Correct on B5/B6 run.
--	---	--

(7)(mb) Federal project local assistance 744 Substance Abuse Block Grant - counties 746 Community mental health block grant - counties 750 Federal Project Local Assistance	N	Move numerics 744 and 746 to (7)(me).
(7)(me) Federal Block grant local assistance 751 Federal Block Grant Local Assistance	N	

Division of Management and Technology

(8)(k) Administrative and support services 820 Administrative and Support - Administration 821 Administrative and Support - Fiscal Services 822 Administrative and Support - Personnel 823 Administrative and Support - Engineering 824 Administrative and Support - Support and Analysis 825 Administrative and Support Services 826 Administrative and Support - Copy Center 827 Administrative and Support - FMS/CARS 829 Administrative and Support - APS 832 DHSS Information Systems 834 DHSS Information Systems - Pass Thru 835 Collections at UW Hospital 836 Administrative and Support - CARS	N	Combine numerics 823, 824, 825, 826, and 835 into 820; delete 823, 824, 825, 826, 835 and 836. (8)(k) would retain 820, 821, 822 and 827 (amended) as well as 832 and 834.
		Delete
		Delete
		Delete
		Amend
		(correct to DHFS on B5/B6 run)
		(correct to DHFS on B5/B6 run)
		Delete
		Delete

Stream



State of Wisconsin  
1997-1998 LEGISLATURE

1999-2000

0027/1

LRB-5289/1

DAK:.....

D-NOTE  
SOON

Jlg

DOA:.....Geisler - Appropriation changes

1999-01  
FOR ~~1997-99~~ BUDGET - NOT READY FOR INTRODUCTION

1 *do not gen*  
AN ACT ...; relating to: the budget.

*Analysis by the Legislative Reference Bureau*  
**HEALTH AND HUMAN SERVICES**

**HEALTH** ✓

Currently, from one program revenue (PR) ✓ appropriation, the department of health and family services (DHFS) ✓ funds certification of first responders-defibrillation, lead hazard reduction, asbestos abatement and grade A dairy operations; registration of sanitarians; licensing of tattooists and body piercers; permitting of tanning facilities, recreational facilities and food and lodging facilities and vendors; approvals of lead instructors; accreditation of lead training; the state costs of licensing, investigation and inspection done by local health departments granted agent status by the department; radiation protection; and the regulation of nursing home expansion. These funds are derived from fees paid by the persons or entities that are certified, registered, licensed or permitted or are otherwise regulated. From another appropriation, ✓ DHFS funds radiation monitoring of nuclear power plants, vital statistics activities and the purchase and distribution of medical supplies. These funds are derived from fees imposed on nuclear power plants, payments for medical supplies and fees for providing vital statistical documents. This bill consolidates funding for and payment from all these activities under one PR ✓ appropriation.

Under current law, DHFS ✓ provides funding under <sup>four</sup> ~~2~~ general purpose revenue (GPR) ✓ appropriations for health screening for low-income women, conduct of a

women's health campaign, women's health projects, grants for pregnancy counseling, outreach to low income pregnant women, maternal and infant health projects and family planning services. This bill combines the funding of these health services for women and infants under one GPR appropriation. △

Currently, funding for the council on physical disabilities is separately appropriated under a GPR appropriation. This bill consolidates that funding with a GPR appropriation for general program operations.

Currently, funding for general program operations of emergency medical services is separately appropriated under a GPR appropriation. This bill consolidates that funding with a GPR appropriation for general program operations related to health services planning, regulation and delivery.

<sup>three</sup> PUBLIC ASSISTANCE ✓

Currently, DHFS provides funding for relief block grants to counties and tribal governing bodies under appropriations of ~~general purpose revenue~~ (GPR). This bill combines the funding for relief block grants under one GPR appropriation.

✓ MENTAL ILLNESS AND DEVELOPMENTAL DISABILITIES

Currently, DHFS separately funds the general program operations of the Wisconsin resource center from that of secure mental health units or facilities for persons who are committed to institutional care as sexually violent persons and placed in the units or facilities. This bill consolidates in one GPR appropriation funding for the Wisconsin resource center and secure mental health units or facilities that serve sexually violent persons.

OTHER HEALTH AND HUMAN SERVICES

This bill transfers funding for foster placement continuation, police athletic league recreational activities in Milwaukee and grants for runaway programs and for court-appointed special advocates for children from a current GPR appropriation under a general category of supportive living to a newly created GPR appropriation under a general category of children and family services.

Currently, DHFS funds programs for senior citizens and elder abuse services under one GPR appropriation and funds the benefit specialist program under another GPR appropriation. This bill consolidates these GPR appropriations.

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:*

① SECTION 1. 20.435 (1) (cg) of the statutes, <sup>X</sup> as affected by 1997 Wisconsin Act 11, is repealed.

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

PROOF w/FOLIO

1 SECTION 2. 20.435 (1) (gm) <sup>✓</sup> of the statutes ~~as affected by 1997 Wisconsin Act 17~~  
2 ~~17 and 25~~, is amended to read:  
3 20.435 (1) (gm) ~~17 and 25~~ <sup>✓</sup> Licensing, review and certifying activities; fees; supplies  
4 and services. The amounts in the schedule for the purposes specified in ss. 146.50  
5 (8), 250.05 (6), 252.23, 252.24, 252.245, 254.176, 254.178, 254.20 (5) and (8), 254.31  
6 to 254.39, 254.41 <sup>✓</sup>, 254.47, 254.61 to 254.89 and 255.08 (2) and ~~ch.~~ <sup>✓</sup> chs. 69 and 150,  
7 for the purchase and distribution of medical supplies and to analyze and provide data  
8 under s. 250.04. All moneys received under ss. 146.50 (8) (d), 150.13, 250.04 (3m),  
9 250.05 (6), 252.23 (4) (a), 252.24 (4) (a), 252.245 (9), 254.176, 254.178, 254.20 (5) and  
10 (8), 254.31 to 254.39, 254.41 <sup>✓</sup>, 254.47, 254.61 to 254.89 and 255.08 (2) (b) and ch. 69  
11 and as reimbursement for medical supplies shall be credited to this appropriation  
12 account. From the fees collected under s. 50.135 (2), \$444,700 in fiscal year ~~1997-98~~  
13 ~~1999-00~~ <sup>✓</sup> and \$451,600 in fiscal year ~~1998-99~~ ~~2000-01~~ <sup>✓</sup> shall be credited to this  
14 appropriation account.

**History:** History: 1971 c. 125 ss. 138 to 155, 522 (1); 1971 c. 211, 215, 302, 307, 322; 1973 c. 90, 198, 243; 1973 c. 284 s. 32; 1973 c. 308, 321, 322, 333, 336; 1975 c. 39 ss. 153 to 173, 732 (1), (2); 1975 c. 41 s. 52; 1975 c. 82, 224, 292; 1975 c. 413 s. 18; 1975 c. 422, 423; 1975 c. 430 ss. 1, 2, 80; 1977 c. 29 ss. 236 to 273, 1657 (18); 1977 c. 112; 1977 c. 203 s. 106; 1977 c. 213, 233, 327; 1977 c. 354 s. 101; 1977 c. 359; 1977 c. 418 ss. 129 to 137, 924 (18) (d), 929 (55); 1977 c. 428 s. 115; 1977 c. 447; 1979 c. 32 s. 92 (11); 1979 c. 34, 48; 1979 c. 102 s. 237; 1979 c. 111, 175, 177; 1979 c. 221 ss. 118g to 133, 2202 (20); 1979 c. 238, 300, 331, 361; 1981 c. 20 ss. 301 to 356b, 2202 (20) (b), (d), (g); 1981 c. 93 ss. 3 to 8, 186; 1981 c. 298, 314, 317, 359, 390; 1983 a. 27 ss. 318 to 410, 2202 (20); 1983 a. 192, 199, 245; 1983 a. 333 s. 6; 1983 a. 363, 398, 410, 427; 1983 a. 435 ss. 2, 3, 7; 1983 a. 538; 1985 a. 24, 29, 56, 73, 120, 154, 176, 255, 281, 285, 332; 1987 a. 27, 339, 368, 398, 399, 402; 1987 a. 403 ss. 25, 256; 1987 a. 413; 1989 a. 31, 53; 1989 a. 56 ss. 13, 259; 1989 a. 102; 1989 a. 107 ss. 11, 13, 17 to 37; 1989 a. 120, 122, 173, 199, 202, 318, 336, 359; 1991 a. 6, 39, 189, 269, 275, 290, 315, 322; 1993 a. 16, 27, 76, 98, 99, 168, 183, 377, 437, 445, 446, 450, 469, 479, 490, 491; 1995 a. 27 ss. 806 to 961r, 9126 (19); 1995 a. 77, 98; 1995 a. 216 ss. 26, 27; 1995 a. 266, 276, 289, 303, 404, 417, 440, 448, 464, 468; 1997 a. 27 ss. 211, 214, 216, 217, 527 to 609; 1997 a. 35, 105, 231, 237.

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

15 SECTION 3. 20.435 (1) (j) <sup>✓</sup> of the statutes ~~as affected by 1997 Wisconsin Act 17~~  
16 is repealed.

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

17 SECTION 4. 20.435 (1) (km) <sup>✓</sup> of the statutes is repealed.

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

18 SECTION 5. 20.435 (1) (kx) <sup>✓</sup> of the statutes ~~as affected by 1997 Wisconsin Act 17~~  
19 is amended to read:

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PROOF W/F040

1 20.435 (1) (kx) *Interagency and intra-agency programs.* All moneys received  
2 from other state agencies and all moneys received by the department from the  
3 department not directed to be deposited under ~~par. (km)~~ or sub. (6) (k) for the  
4 administration of programs or projects for which received.

**History:** History: 1971 c. 125 ss. 138 to 155, 522 (1); 1971 c. 211, 215, 302, 307, 322; 1973 c. 90, 198, 243; 1973 c. 284 s. 32; 1973 c. 308, 321, 322, 333, 336; 1975 c. 39 ss. 153 to 173, 732 (1), (2); 1975 c. 41 s. 52; 1975 c. 82, 224, 292; 1975 c. 413 s. 18; 1975 c. 422, 423; 1975 c. 430 ss. 1, 2, 80; 1977 c. 29 ss. 236 to 273, 1657 (18); 1977 c. 112; 1977 c. 203 s. 106; 1977 c. 213, 233, 327; 1977 c. 354 s. 101; 1977 c. 359; 1977 c. 418 ss. 129 to 137, 924 (18) (d), 929 (55); 1977 c. 428 s. 115; 1977 c. 447; 1979 c. 32 s. 92 (11); 1979 c. 34, 48; 1979 c. 102 s. 237; 1979 c. 111, 175, 177; 1979 c. 221 ss. 118g to 133, 2202 (20); 1979 c. 238, 300, 331, 361; 1981 c. 20 ss. 301 to 356b, 2202 (20) (b), (d), (g); 1981 c. 93 ss. 3 to 8, 186; 1981 c. 298, 314, 317, 359, 390; 1983 a. 27 ss. 318 to 410, 2202 (20); 1983 a. 192, 199, 245; 1983 a. 333 s. 6; 1983 a. 363, 398, 410, 427; 1983 a. 435 ss. 2, 3, 7; 1983 a. 538; 1985 a. 24, 29, 56, 73, 120, 154, 176, 255, 281, 285, 332; 1987 a. 27, 339, 368, 398, 399, 402; 1987 a. 403 ss. 25, 256; 1987 a. 413; 1989 a. 31, 53; 1989 a. 56 ss. 13, 259; 1989 a. 102; 1989 a. 107 ss. 11, 13, 17 to 37; 1989 a. 120, 122, 173, 199, 202, 318, 336, 359; 1991 a. 6, 39, 189, 269, 275, 290, 315, 322; 1993 a. 16, 27, 76, 98, 99, 168, 183, 377, 437, 445, 446, 450, 469, 479, 490, 491; 1995 a. 27 ss. 806 to 961r, 9126 (19); 1995 a. 77, 98; 1995 a. 216 ss. 26, 27; 1995 a. 266, 276, 289, 303, 404, 417, 440, 448, 464, 468; 1997 a. 27 ss. 211, 214, 216, 217, 527 to 609; 1997 a. 35, 105, 231, 237.

5 **SECTION 6.** 20.435 (2) (b) of the statutes is amended to read:

6 20.435 (2) (b) ~~of the~~ *Wisconsin resource center* and secure mental health units  
7 or facilities. The amounts in the schedule for general program operations, other than  
8 operations related to security, of the Wisconsin resource center and for the general  
9 program operations of secure mental health units or facilities under s. 980.065 for  
10 persons committed to institutional care under s. 980.06 (2) (b) and placed in a secure  
11 mental health unit or facility.

**History:** History: 1971 c. 125 ss. 138 to 155, 522 (1); 1971 c. 211, 215, 302, 307, 322; 1973 c. 90, 198, 243; 1973 c. 284 s. 32; 1973 c. 308, 321, 322, 333, 336; 1975 c. 39 ss. 153 to 173, 732 (1), (2); 1975 c. 41 s. 52; 1975 c. 82, 224, 292; 1975 c. 413 s. 18; 1975 c. 422, 423; 1975 c. 430 ss. 1, 2, 80; 1977 c. 29 ss. 236 to 273, 1657 (18); 1977 c. 112; 1977 c. 203 s. 106; 1977 c. 213, 233, 327; 1977 c. 354 s. 101; 1977 c. 359; 1977 c. 418 ss. 129 to 137, 924 (18) (d), 929 (55); 1977 c. 428 s. 115; 1977 c. 447; 1979 c. 32 s. 92 (11); 1979 c. 34, 48; 1979 c. 102 s. 237; 1979 c. 111, 175, 177; 1979 c. 221 ss. 118g to 133, 2202 (20); 1979 c. 238, 300, 331, 361; 1981 c. 20 ss. 301 to 356b, 2202 (20) (b), (d), (g); 1981 c. 93 ss. 3 to 8, 186; 1981 c. 298, 314, 317, 359, 390; 1983 a. 27 ss. 318 to 410, 2202 (20); 1983 a. 192, 199, 245; 1983 a. 333 s. 6; 1983 a. 363, 398, 410, 427; 1983 a. 435 ss. 2, 3, 7; 1983 a. 538; 1985 a. 24, 29, 56, 73, 120, 154, 176, 255, 281, 285, 332; 1987 a. 27, 339, 368, 398, 399, 402; 1987 a. 403 ss. 25, 256; 1987 a. 413; 1989 a. 31, 53; 1989 a. 56 ss. 13, 259; 1989 a. 102; 1989 a. 107 ss. 11, 13, 17 to 37; 1989 a. 120, 122, 173, 199, 202, 318, 336, 359; 1991 a. 6, 39, 189, 269, 275, 290, 315, 322; 1993 a. 16, 27, 76, 98, 99, 168, 183, 377, 437, 445, 446, 450, 469, 479, 490, 491; 1995 a. 27 ss. 806 to 961r, 9126 (19); 1995 a. 77, 98; 1995 a. 216 ss. 26, 27; 1995 a. 266, 276, 289, 303, 404, 417, 440, 448, 464, 468; 1997 a. 27 ss. 211, 214, 216, 217, 527 to 609; 1997 a. 35, 105, 231, 237.

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

12 **SECTION 7.** 20.435 (2) (bm) ~~of the statutes~~ *as affected by 1997 Wisconsin Act*

13 ~~is~~ is repealed.

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

14 **SECTION 8.** 20.435 (3) (bc) of the statutes is created to read:

15 20.435 (3) (bc) *Grants for children's community programs.* The amounts in the  
16 schedule for grants for children's community programs under s. 46.481.  
17 Notwithstanding ss. 20.001 (3) (a) and 20.002 (1), the department may transfer funds

1 between fiscal years under this paragraph. All moneys under this appropriation  
2 account that are distributed under s. 46.481<sup>✓</sup> but are not encumbered by December  
3 31 of each year lapse to the general fund on the next January 1 unless carried forward  
4 to the next calendar year by the joint committee on finance.

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

5 SECTION 9. 20.435 (3) (me)<sup>✓</sup> of the statutes is created to read:

6 20.435 (3) (me) *Federal*<sup>✓</sup> *block grant local assistance*.<sup>✓</sup> All block grant moneys  
7 received from the federal government or any of its agencies<sup>✓</sup> for youth services local  
8 assistance, for the purposes for which received.

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

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9 SECTION 10. 20.435 (5) (bs)<sup>✓</sup> of the statutes *as affected by 1997 Wisconsin Act*

10 ~~27~~ is amended to read:

11 20.435 (5) (bs) (title) *Relief block grants to counties and tribal governing bodies*.

12 The amounts in the schedule for relief block grants under s. ss. 49.025, 49.027 and  
13 49.029 to counties and tribal governing bodies.

**History:** History: 1971 c. 125 ss. 138 to 155, 522 (1); 1971 c. 211, 215, 302, 307, 322; 1973 c. 90, 198, 243; 1973 c. 284 s. 32; 1973 c. 308, 321, 322, 333, 336; 1975 c. 39 ss. 153 to 173, 732 (1), (2); 1975 c. 41 s. 52; 1975 c. 82, 224, 292; 1975 c. 413 s. 18; 1975 c. 422, 423; 1975 c. 430 ss. 1, 2, 80; 1977 c. 29 ss. 236 to 273, 1657 (18); 1977 c. 112; 1977 c. 203 s. 106; 1977 c. 213, 233, 327; 1977 c. 354 s. 101; 1977 c. 359; 1977 c. 418 ss. 129 to 137, 924 (18) (d), 929 (55); 1977 c. 428 s. 115; 1977 c. 447; 1979 c. 32 s. 92 (11); 1979 c. 34, 48; 1979 c. 102 s. 237; 1979 c. 111, 175, 177; 1979 c. 221 ss. 118g to 133, 2202 (20); 1979 c. 238, 300, 331, 361; 1981 c. 20 ss. 301 to 356b, 2202 (20) (b), (d), (g); 1981 c. 93 ss. 3 to 8, 186; 1981 c. 298, 314, 317, 359, 390; 1983 a. 27 ss. 318 to 410, 2202 (20); 1983 a. 192, 199, 245; 1983 a. 333 s. 6; 1983 a. 363, 398, 410, 427; 1983 a. 435 ss. 2, 3, 7; 1983 a. 538; 1985 a. 24, 29, 56, 73, 120, 154, 176, 255, 281, 285, 332; 1987 a. 27, 339, 368, 398, 399, 402; 1987 a. 403 ss. 25, 256; 1987 a. 413; 1989 a. 31, 53; 1989 a. 56 ss. 13, 259; 1989 a. 102; 1989 a. 107 ss. 11, 13, 17 to 37; 1989 a. 120, 122, 173, 199, 202, 318, 336, 359; 1991 a. 6, 39, 189, 269, 275, 290, 315, 322; 1993 a. 16, 27, 76, 98, 99, 168, 183, 377, 437, 445, 446, 450, 469, 479, 490, 491; 1995 a. 27 ss. 806 to 961; 9126 (19); 1995 a. 77, 98; 1995 a. 216 ss. 26, 27; 1995 a. 266, 276, 289, 303, 404, 417, 440, 448, 464, 468; 1997 a. 27 ss. 211, 214, 216, 217, 527 to 609; 1997 a. 35, 105, 231, 237.

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

14 SECTION 11. 20.435 (5) (bt)<sup>✓</sup> of the statutes *as affected by 1997 Wisconsin Act*

15 ~~27~~ is repealed.

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

16 SECTION 12. 20.435 (5) (bu)<sup>✓</sup> of the statutes *as affected by 1997 Wisconsin Act*

17 ~~27~~ is repealed.

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

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SECTION 13. 20.435 (5) (cb) <sup>x</sup> of the statutes ~~as created by 1997 Wisconsin Act~~

~~It~~ is amended to read:

20.435 (5) (cb) ~~Women's health~~ Health services <sup>v</sup> for women and infants.

The amounts in the schedule for health screening for low-income women under s. 255.075, ; for conduct of a women's health campaign under 1997 Wisconsin Act 27, section 9123 (6) (a) and ; for women's health projects under 1997 Wisconsin Act 27, section 9123 (6) (b) and (6m); for grants for pregnancy counseling under s. 253.08; for outreach to low-income pregnant women under s. 253.085 (1); for maternal and infant health projects under s. 253.085 (2); and for family planning services under s. 253.07. <sup>v</sup> Notwithstanding ss. 20.001 (3) (a) <sup>v</sup> and 20.002 (1) <sup>v</sup>, the department may transfer funds between fiscal years under this paragraph. <sup>v</sup> All funds distributed by the department under s. 253.07 (2) (b) <sup>v</sup> and (4) <sup>v</sup> but not encumbered by <sup>v</sup> December 31 of each year lapse to the general fund on the next <sup>v</sup> January 1 unless transferred to the next calendar year by the joint committee on finance.

**History:** History: 1971 c. 125 ss. 138 to 155, 522 (1); 1971 c. 211, 215, 302, 307, 322; 1973 c. 90, 198, 243; 1973 c. 284 s. 32; 1973 c. 308, 321, 322, 333, 336; 1975 c. 39 ss. 153 to 173, 732 (1), (2); 1975 c. 41 s. 52; 1975 c. 82, 224, 292; 1975 c. 413 s. 18; 1975 c. 422, 423; 1975 c. 430 ss. 1, 2, 80; 1977 c. 29 ss. 236 to 273, 1657 (18); 1977 c. 112; 1977 c. 203 s. 106; 1977 c. 213, 233, 327; 1977 c. 354 s. 101; 1977 c. 359; 1977 c. 418 ss. 129 to 137, 924 (18) (d), 929 (55); 1977 c. 428 s. 115; 1977 c. 447; 1979 c. 32 s. 92 (11); 1979 c. 34, 48; 1979 c. 102 s. 237; 1979 c. 111, 175, 177; 1979 c. 221 ss. 118g to 133, 2202 (20); 1979 c. 238, 300, 331, 361; 1981 c. 20 ss. 301 to 356b, 2202 (20) (b), (d), (g); 1981 c. 93 ss. 3 to 8, 186; 1981 c. 298, 314, 317, 359, 390; 1983 a. 27 ss. 318 to 410, 2202 (20); 1983 a. 192, 199, 245; 1983 a. 333 s. 6; 1983 a. 363, 398, 410, 427; 1983 a. 435 ss. 2, 3, 7; 1983 a. 538; 1985 a. 24, 29, 56, 73, 120, 154, 176, 255, 281, 285, 332; 1987 a. 27, 339, 368, 398, 399, 402; 1987 a. 403 ss. 25, 256; 1987 a. 413; 1989 a. 31, 53; 1989 a. 56 ss. 13, 259; 1989 a. 102; 1989 a. 107 ss. 11, 13, 17 to 37; 1989 a. 120, 122, 173, 199, 202, 318, 336, 359; 1991 a. 6, 39, 189, 269, 275, 290, 315, 322; 1993 a. 16, 27, 76, 98, 99, 168, 183, 377, 437, 445, 446, 450, 469, 479, 490, 491; 1995 a. 27 ss. 806 to 961r, 9126 (19); 1995 a. 77, 98; 1995 a. 216 ss. 26, 27; 1995 a. 266, 276, 289, 303, 404, 417, 440, 448, 464, 468; 1997 a. 27 ss. 211, 214, 216, 217, 527 to 609; 1997 a. 35, 105, 231, 237.

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

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SECTION 14. 20.435 (5) (eg) <sup>x</sup> of the statutes ~~as affected by 1997 Wisconsin Act~~

~~It~~ is repealed.

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

SECTION 15. 20.435 (5) (ev) <sup>x</sup> of the statutes ~~as affected by 1997 Wisconsin Act~~

~~It~~ is repealed.

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

1 SECTION 16. 20.435 (5) (f) of the statutes, ~~as affected by 1997 Wisconsin Act 271~~  
2 is repealed.

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

3 SECTION 17. 20.435 (5) (ky) of the statutes, ~~as affected by 1997 Wisconsin Act~~  
4 ~~271~~, is amended to read:

5 20.435 (5) (ky) *Interagency and intra-agency aids.* All moneys received from  
6 other state agencies and all moneys received by the department from the department  
7 not directed to be deposited under sub. ~~(1) (km)~~ or (6) (k) for aids to individuals and  
8 organizations.

**History: History:** 1971 c. 125 ss. 138 to 155, 522 (1); 1971 c. 211, 215, 302, 307, 322; 1973 c. 90, 198, 243; 1973 c. 284 s. 32; 1973 c. 308, 321, 322, 333, 336; 1975 c. 39 ss. 153 to 173, 732 (1), (2); 1975 c. 41 s. 52; 1975 c. 82, 224, 292; 1975 c. 413 s. 18; 1975 c. 422, 423; 1975 c. 430 ss. 1, 2, 80; 1977 c. 29 ss. 236 to 273, 1657 (18); 1977 c. 112; 1977 c. 203 s. 106; 1977 c. 213, 233, 327; 1977 c. 354 s. 101; 1977 c. 359; 1977 c. 418 ss. 129 to 137, 924 (18) (d), 929 (55); 1977 c. 428 s. 115; 1977 c. 447; 1979 c. 32 s. 92 (11); 1979 c. 34, 48; 1979 c. 102 s. 237; 1979 c. 111, 175, 177; 1979 c. 221 ss. 118g to 133, 2202 (20); 1979 c. 238, 300, 331, 361; 1981 c. 20 ss. 301 to 356b, 2202 (20) (b), (d), (g); 1981 c. 93 ss. 3 to 8, 186; 1981 c. 298, 314, 317, 359, 390; 1983 a. 27 ss. 318 to 410, 2202 (20); 1983 a. 192, 199, 245; 1983 a. 333 s. 6; 1983 a. 363, 398, 410, 427; 1983 a. 435 ss. 2, 3, 7; 1983 a. 538; 1985 a. 24, 29, 56, 73, 120, 154, 176, 255, 281, 285, 332; 1987 a. 27, 339, 368, 398, 399, 402; 1987 a. 403 ss. 25, 256; 1987 a. 413; 1989 a. 31, 53; 1989 a. 56 ss. 13, 259; 1989 a. 102; 1989 a. 107 ss. 11, 13, 17 to 37; 1989 a. 120, 122, 173, 199, 202, 318, 336, 359; 1991 a. 6, 39, 189, 269, 275, 290, 315, 322; 1993 a. 16, 27, 76, 98, 99, 168, 183, 377, 437, 445, 446, 450, 469, 479, 490, 491; 1995 a. 27 ss. 806 to 961r, 9126 (19); 1995 a. 77, 98; 1995 a. 216 ss. 26, 27; 1995 a. 266, 276, 289, 303, 404, 417, 440, 448, 464, 468; 1997 a. 27 ss. 211, 214, 216, 217, 527 to 609; 1997 a. 35, 105, 231, 237.

9 SECTION 18. 20.435 (5) (kz) of the statutes, ~~as affected by 1997 Wisconsin Act~~  
10 ~~271~~, is amended to read:  
11 20.435 (5) (kz) *Interagency and intra-agency local assistance.* All moneys  
12 received from other state agencies and all moneys received by the department from  
13 the department not directed to be deposited under ~~par.~~ sub. ~~(1) (km)~~ or (6) (k) for local  
14 assistance.

**History: History:** 1971 c. 125 ss. 138 to 155, 522 (1); 1971 c. 211, 215, 302, 307, 322; 1973 c. 90, 198, 243; 1973 c. 284 s. 32; 1973 c. 308, 321, 322, 333, 336; 1975 c. 39 ss. 153 to 173, 732 (1), (2); 1975 c. 41 s. 52; 1975 c. 82, 224, 292; 1975 c. 413 s. 18; 1975 c. 422, 423; 1975 c. 430 ss. 1, 2, 80; 1977 c. 29 ss. 236 to 273, 1657 (18); 1977 c. 112; 1977 c. 203 s. 106; 1977 c. 213, 233, 327; 1977 c. 354 s. 101; 1977 c. 359; 1977 c. 418 ss. 129 to 137, 924 (18) (d), 929 (55); 1977 c. 428 s. 115; 1977 c. 447; 1979 c. 32 s. 92 (11); 1979 c. 34, 48; 1979 c. 102 s. 237; 1979 c. 111, 175, 177; 1979 c. 221 ss. 118g to 133, 2202 (20); 1979 c. 238, 300, 331, 361; 1981 c. 20 ss. 301 to 356b, 2202 (20) (b), (d), (g); 1981 c. 93 ss. 3 to 8, 186; 1981 c. 298, 314, 317, 359, 390; 1983 a. 27 ss. 318 to 410, 2202 (20); 1983 a. 192, 199, 245; 1983 a. 333 s. 6; 1983 a. 363, 398, 410, 427; 1983 a. 435 ss. 2, 3, 7; 1983 a. 538; 1985 a. 24, 29, 56, 73, 120, 154, 176, 255, 281, 285, 332; 1987 a. 27, 339, 368, 398, 399, 402; 1987 a. 403 ss. 25, 256; 1987 a. 413; 1989 a. 31, 53; 1989 a. 56 ss. 13, 259; 1989 a. 102; 1989 a. 107 ss. 11, 13, 17 to 37; 1989 a. 120, 122, 173, 199, 202, 318, 336, 359; 1991 a. 6, 39, 189, 269, 275, 290, 315, 322; 1993 a. 16, 27, 76, 98, 99, 168, 183, 377, 437, 445, 446, 450, 469, 479, 490, 491; 1995 a. 27 ss. 806 to 961r, 9126 (19); 1995 a. 77, 98; 1995 a. 216 ss. 26, 27; 1995 a. 266, 276, 289, 303, 404, 417, 440, 448, 464, 468; 1997 a. 27 ss. 211, 214, 216, 217, 527 to 609; 1997 a. 35, 105, 231, 237.

15 SECTION 19. 20.435 (6) (a) of the statutes, ~~as affected by 1997 Wisconsin Act~~  
16 ~~271~~, is amended to read:

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1 20.435 (6) (a) ~~XXXXXX~~ *General program operations; pilot project; council on*  
 2 *physical disabilities.* The amounts in the schedule for general program operations,  
 3 including field services and administrative services, and for the pilot project under  
 4 1997 Wisconsin Act 237, section 9122 (4) and for operation of the council on physical  
 5 disabilities under s. 46.29.

**History:** History: 1971 c. 125 ss. 138 to 155, 522 (1); 1971 c. 211, 215, 302, 307, 322; 1973 c. 90, 198, 243; 1973 c. 284 s. 32; 1973 c. 308, 321, 322, 333, 336; 1975 c. 39 ss. 153 to 173, 732 (1), (2); 1975 c. 41 s. 52; 1975 c. 82, 224, 292; 1975 c. 413 s. 18; 1975 c. 422, 423; 1975 c. 430 ss. 1, 2, 80; 1977 c. 29 ss. 236 to 273, 1657 (18); 1977 c. 112; 1977 c. 203 s. 106; 1977 c. 213, 233, 327; 1977 c. 354 s. 101; 1977 c. 359; 1977 c. 418 ss. 129 to 137, 924 (18) (d), 929 (55); 1977 c. 428 s. 115; 1977 c. 447; 1979 c. 32 s. 92 (11); 1979 c. 34, 48; 1979 c. 102 s. 237; 1979 c. 111, 175, 177; 1979 c. 221 ss. 118g to 133, 2202 (20); 1979 c. 238, 300, 331, 361; 1981 c. 20 ss. 301 to 356b, 2202 (20) (b), (d), (g); 1981 c. 93 ss. 3 to 8, 186; 1981 c. 298, 314, 317, 359, 390; 1983 a. 27 ss. 318 to 410, 2202 (20); 1983 a. 192, 199, 245; 1983 a. 333 s. 6; 1983 a. 363, 398, 410, 427; 1983 a. 435 ss. 2, 3, 7; 1983 a. 538; 1985 a. 24, 29, 56, 73, 120, 154, 176, 255, 281, 285, 332; 1987 a. 27, 339, 368, 398, 399, 402; 1987 a. 403 ss. 25, 256; 1987 a. 413; 1989 a. 31, 53; 1989 a. 56 ss. 13, 259; 1989 a. 102; 1989 a. 107 ss. 11, 13, 17 to 37; 1989 a. 120, 122, 173, 199, 202, 318, 336, 359; 1991 a. 6, 39, 189, 269, 275, 290, 315, 322; 1993 a. 16, 27, 76, 98, 99, 168, 183, 377, 437, 445, 446, 450, 469, 479, 490, 491; 1995 a. 27 ss. 806 to 961, 9126 (19); 1995 a. 77, 98; 1995 a. 216 ss. 26, 27; 1995 a. 266, 276, 289, 303, 404, 417, 440, 448, 464, 468; 1997 a. 27 ss. 211, 214, 216, 217, 527 to 609; 1997 a. 35, 105, 231, 237.

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

6 SECTION 20. 20.435 (6) (d) of the statutes is repealed.

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

7 SECTION 21. 20.435 (7) (cp) of the statutes is repealed.

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

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8 SECTION 22. 20.435 (7) (dh) of the statutes, as affected by 1997 Wisconsin Act

9 is amended to read:

10 20.435 (7) (dh) ~~Article~~ *Programs for senior citizens and elder abuse services;*  
 11 *benefit specialist program.* The amounts in the schedule for the programs for senior  
 12 citizens, including but not limited to the purpose of distributing funds under s. 46.80  
 13 (2m) (b) to supplement any federal foster grandparent project funds received under  
 14 42 USC 5011 (a) and the purposes of ss. 46.80 (5) and 46.85, and ; for direct services  
 15 for elder persons and other individuals under s. 46.90 (5m); and for the benefit  
 16 specialist program for older persons under s. 46.81. Notwithstanding ss. 20.001 (3)  
 17 (a) and 20.002 (1), the department of health and family services may transfer funds  
 18 between fiscal years under this paragraph. All funds allocated under ss. 46.80 (2m)  
 19 (b) and (5), 46.81 (2) and 46.85 but not encumbered by December 31 of each year lapse

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1 to the general fund on the next January 1, unless transferred to the next calendar  
 2 year by the joint committee on finance, but the department may carry forward funds  
 3 allocated under s. 46.90 (5m) that are not encumbered by June 30 of each year for  
 4 allocation under s. 46.90 (5m) in the following state fiscal year. For the purposes of  
 5 this paragraph, funds are encumbered by December 31 if allocated for services  
 6 received or for goods ordered by December 31.

**History:** History: 1971 c. 125 ss. 138 to 155, 522 (1); 1971 c. 211, 215, 302, 307, 322; 1973 c. 90, 198, 243; 1973 c. 284 s. 32; 1973 c. 308, 321, 322, 333, 336; 1975 c. 39 ss. 153 to 173, 732 (1), (2); 1975 c. 41 s. 52; 1975 c. 82, 224, 292; 1975 c. 413 s. 18; 1975 c. 422, 423; 1975 c. 430 ss. 1, 2, 80; 1977 c. 29 ss. 236 to 273, 1657 (18); 1977 c. 112; 1977 c. 203 s. 106; 1977 c. 213, 233, 327; 1977 c. 354 s. 101; 1977 c. 359; 1977 c. 418 ss. 129 to 137, 924 (18) (d), 929 (55); 1977 c. 428 s. 115; 1977 c. 447; 1979 c. 32 s. 92 (11); 1979 c. 34, 48; 1979 c. 102 s. 237; 1979 c. 111, 175, 177; 1979 c. 221 ss. 118g to 133, 2202 (20); 1979 c. 238, 300, 331, 361; 1981 c. 20 ss. 301 to 356b, 2202 (20) (b), (d), (g); 1981 c. 93 ss. 3 to 8, 186; 1981 c. 298, 314, 317, 359, 390; 1983 a. 27 ss. 318 to 410, 2202 (20); 1983 a. 192, 199, 245; 1983 a. 333 s. 6; 1983 a. 363, 398, 410, 427; 1983 a. 435 ss. 2, 3, 7; 1983 a. 538; 1985 a. 24, 29, 56, 73, 120, 154, 176, 255, 281, 285, 332; 1987 a. 27, 339, 368, 398, 399, 402; 1987 a. 403 ss. 25, 256; 1987 a. 413; 1989 a. 31, 53; 1989 a. 56 ss. 13, 259; 1989 a. 102; 1989 a. 107 ss. 11, 13, 17 to 37; 1989 a. 120, 122, 173, 199, 202, 318, 336, 359; 1991 a. 6, 39, 189, 269, 275, 290, 315, 322; 1993 a. 16, 27, 76, 98, 99, 168, 183, 377, 437, 445, 446, 450, 469, 479, 490, 491; 1995 a. 27 ss. 806 to 961r, 9126 (19); 1995 a. 77, 98; 1995 a. 216 ss. 26, 27; 1995 a. 266, 276, 289, 303, 404, 417, 440, 448, 464, 468; 1997 a. 211, 214, 216, 217, 527 to 609; 1997 a. 35, 105, 231, 237.

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

7 **SECTION 23.** 20.435 (7) (dj) of the statutes is repealed.

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

8 **SECTION 24.** 46.29 (1) (intro.) of the statutes is amended to read:

9 46.29 (1) (intro.) From the appropriation under s. 20.435 (6) (d) (a), the  
 10 department shall allocate up to \$10,000 in each fiscal year for operation of the council  
 11 on physical disabilities. The council on physical disabilities shall do all of the  
 12 following:

13 **SECTION 25.** 46.48 (3) of the statutes is renumbered 46.481 (1).

14 **SECTION 26.** 46.48 (9) of the statutes is renumbered 46.481 (2).

15 **SECTION 27.** 46.48 (27) of the statutes, as created by 1997 Wisconsin Act 21, is  
 16 renumbered 46.481 (3).

17 **SECTION 28.** 46.48 (28) of the statutes, as created by 1997 Wisconsin Act 21, is  
 18 renumbered 46.481 (4).

19 **SECTION 29.** 46.481 (intro.) of the statutes is created to read:

1           **46.481** <sup>✓</sup>**Grants for children's community programs.** (intro.) From the  
 2 appropriation under s. 20.435 (3) (bc),<sup>✓</sup> the department shall distribute the following  
 3 grants for children's community programs:

4           **SECTION 30.** 46.81 (2) <sup>✓</sup>of the statutes ~~as affected by 1997 Wisconsin Act 44,~~ is  
 5 amended to read:

6           **46.81 (2)** From the appropriation under s. 20.435 (7) <sup>✓</sup>(dj) (dh), the department  
 7 shall allocate \$2,298,400 in each fiscal year to aging units to provide benefit  
 8 specialist services for older individuals. The department shall ensure that each  
 9 aging unit receives funds and shall take into account the proportion of the state's  
 10 population of low-income older individuals who reside in a county.

11 History: History: 1987 a. 27, 399; 1989 a. 31; 1991 a. 39, 235, 269, 315; 1993 a. 16; 1995 a. 27; 1997 a. 41, 79.  
**SECTION 31.** 46.81 (5) <sup>✓</sup>of the statutes ~~as affected by 1997 Wisconsin Act 44,~~ is  
 12 amended to read:

13           **46.81 (5)** From the appropriation under s. 20.435 (7) <sup>✓</sup>(dj) (dh) the department  
 14 shall allocate \$182,500 in each fiscal year to area agencies on aging. Each area  
 15 agency on aging shall use the funds for training, supervision and legal back-up  
 16 services for benefit specialists within its area.

17 History: History: 1987 a. 27, 399; 1989 a. 31; 1991 a. 39, 235, 269, 315; 1993 a. 16; 1995 a. 27; 1997 a. 41, 79.  
**SECTION 32.** 46.86 (1) <sup>✓</sup>of the statutes is amended to read:

18           **46.86 (1)** From the appropriation ~~under s. 20.435 (7) (ep) <sup>✓</sup>and (md),~~ the  
 19 department ~~may award funds and from the appropriation~~ under s. 20.435 (7) (md)  
 20 the department may award not more than \$125,500 in each fiscal year as grants to  
 21 counties and private nonprofit entities for treatment for pregnant women and  
 22 mothers with alcohol and other drug abuse treatment needs; mothers who have  
 23 alcohol and other drug abuse treatment needs and dependent children up to the age  
 24 of 5 years; and the dependent children up to the age of 5 years of those mothers. The

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1 grants shall be awarded in accordance with the department's request-for-proposal  
 2 procedures. The grants shall be used to establish community-based programs,  
 3 residential family-centered treatment programs or home-based treatment  
 4 programs. The program under a grant must include alcohol and other drug abuse  
 5 treatment services, parent education, support services for the children of the women  
 6 who are enrolled in the program, vocational assistance and housing assistance. Any  
 7 program funded under this subsection must also provide follow-up aftercare  
 8 services to each woman and her children for at least 2 years after the date on which  
 9 a woman has left the program.

History: History: 1989 a. 122; 1991 a. 39; 1993 a. 16 ss. 998, 1001, 1005, 1012, 1064 to 1066; 1995 a. 27; 1997 a. 27.

10 SECTION 33. 49.025 (2) (a) (intro.) of the statutes ~~as affected by 1997 Wisconsin~~

11 ~~Act 27~~, is amended to read:

12 49.025 (2) (a) (intro.) If a county is eligible to receive a relief block grant in a  
 13 year, the department shall pay to the county, in accordance with s. 49.031, from the  
 14 appropriation under s. 20.435 (5) (~~bt~~) (bs), an amount for that year determined as  
 15 follows:

History: History: 1995 a. 27; 1997 a. 27, 35.

16 SECTION 34. 49.027 (2) (a) (intro.) of the statutes ~~as affected by 1997 Act 27~~

17 is amended to read:

18 49.027 (2) (a) (intro.) If a county is eligible to receive a relief block grant in a  
 19 year, the department shall pay to the county, in accordance with s. 49.031, from the  
 20 appropriation under s. 20.435 (5) (~~bu~~) (bs), an amount for that year determined as  
 21 follows:

History: History: 1995 a. 27, 417; 1997 a. 27.

22 SECTION 35. 49.027 (2) (a) 1. d. of the statutes ~~as affected by 1997 Wisconsin~~

23 ~~Act 27~~, is amended to read:



1 49.027 (2) (a) 1. d. The department shall multiply the amount determined  
2 under subd. 1. c. by the amount appropriated under s. 20.435 (5) ~~(bu)~~ <sup>(bs)</sup> for relief  
3 block grants for that year.

History: History: 1995 a. 27, 417; 1997 a. 27.

4 SECTION 36. 49.45 (6m) (br) 1. <sup>✓</sup> of the statutes ~~as affected by 1997 Wisconsin~~

5 ~~Acts 3 and 27~~ is amended to read:

6 49.45 (6m) (br) 1. Notwithstanding s. 20.410 (3) (cd), 20.435 (5) <sup>✓</sup> ~~(bt) or (bu)~~ (bs)  
7 or (7) (b) or 20.445 (3) (dz), the department shall reduce allocations of funds to  
8 counties in the amount of the disallowance from the appropriation account under s.  
9 20.435 (5) ~~(bt) or (bu)~~ <sup>✓</sup> (bs) or (7) (b), or the department shall direct the department  
10 of workforce development to reduce allocations of funds to counties or Wisconsin  
11 works agencies in the amount of the disallowance from the appropriation account  
12 under s. 20.445 (3) (dz) or direct the department of corrections to reduce allocations  
13 of funds to counties in the amount of the disallowance from the appropriation account  
14 under s. 20.410 (3) (cd), in accordance with s. 16.544 to the extent applicable.

History: History: 1971 c. 40 s. 93; 1971 c. 42, 125; 1971 c. 213 s. 5; 1971 c. 215, 217, 307; 1973 c. 62, 90, 147; 1973 c. 333 ss. 106g, 106h, 106j, 201w; 1975 c. 39; 1975 c. 223 s. 28; 1975 c. 224 ss. 54h, 56 to 59m; 1975 c. 383 s. 4; 1975 c. 411; 1977 c. 29, 418; 1979 c. 34 ss. 837f to 838, 2102 (20) (a); 1979 c. 102, 177, 221, 355; 1981 c. 20 ss. 839 to 854, 2202 (20) (r); 1981 c. 93, 317; 1983 a. 27 ss. 1046 to 1062m, 2200 (42); 1983 a. 245, 447, 527; 1985 a. 29 ss. 1026m to 1031d, 3200 (23), (56), 3202 (27); 1985 a. 120, 176, 269; 1985 a. 332 ss. 91, 251 (5), 253; 1985 a. 340; 1987 a. 27 ss. 989r to 1000s, 2247, 3202 (24); 1987 a. 186, 307, 339, 399; 1987 a. 403 s. 256; 1987 a. 413; 1989 a. 6; 1989 a. 31 ss. 1402 to 1452g, 2909g, 2909i; 1989 a. 107, 173, 310, 336, 351, 359; 1991 a. 22, 39, 80, 250, 269, 315, 316; 1993 a. 16 ss. 1362g to 1403, 3883; 1993 a. 27, 107, 112, 183, 212, 246, 269, 335, 356, 437, 446, 469; 1995 a. 20; 1995 a. 27 ss. 2947 to 3002r; 7299, 9126 (19), 9130 (4), 9145 (1); 1995 a. 191, 216, 225, 289, 303, 398, 417, 457; 1997 a. 3, 13, 27, 114, 175, 191, 237, 252.

15 SECTION 37. 253.07 (4) (intro.) <sup>✓</sup> of the statutes ~~as affected by 1997 Wisconsin~~

16 ~~Act 27~~ is amended to read:

17 253.07 (4) FAMILY PLANNING SERVICES. (intro.) From the appropriation under  
18 s. 20.435 (5) <sup>✓</sup> ~~(f)~~ (cb), the department shall allocate funds in the following amounts,  
19 for the following services:

History: History: 1977 c. 418; 1979 c. 89; 1991 a. 39 s. 369; 1993 a. 27 s. 379; Stats. 1993 s. 253.07; 1993 a. 105, s. 13, 1997 a. 27, 67.

20 SECTION 38. 253.08 of the statutes ~~as affected by 1997 Wisconsin Act 27~~, is

21 amended to read:

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1           **253.08 Pregnancy counseling services.** The department shall make grants  
 2 from the appropriation under s. 20.435 (5) (eg) (cb) to individuals and organizations  
 3 to provide pregnancy counseling services. For a program to be eligible under this  
 4 section, an applicant must demonstrate that moneys provided in a grant under s.  
 5 20.435 (5) (eg) (cb) will not be used to engage in any activity specified in s. 20.9275  
 6 (2) (a) 1. to 3.

7 History: History: 1985 a. 29; 1993 a. 27 s. 377; Stats. 1993 s. 253.08; 1997 a. 27.  
**SECTION 39.** 253.085 (2) of the statutes ~~as affected by 1997 Wisconsin Act 281,~~  
 8 is amended to read:

9           253.085 (2) In addition to the amounts appropriated under s. 20.435 (5) (ev)  
 10 (cb), the department shall allocate \$250,000 for each fiscal year from moneys  
 11 received under the maternal and child health services block grant program, 42 USC  
 12 701 to 709, for the outreach program under this section.

13 History: History: 1987 a. 399; 1991 a. 39; 1993 a. 27 s. 47; Stats. 1993 s. 253.085; 1995 a. 27; 1997 a. 27.  
**SECTION 40.** 980.12 (1) of the statutes ~~as affected by 1997 Wisconsin Act 284,~~  
 14 is amended to read:

15           980.12 (1) The department shall pay from the appropriations under s. 20.435  
 16 (2) (a) and ~~(bm)~~ (b) for all costs relating to the evaluation, treatment and care of  
 17 persons evaluated or committed under this chapter.

18 History: History: 1993 a. 479. (END) ✓

D-NOTE

**DRAFTER'S NOTE**  
**FROM THE**  
**LEGISLATIVE REFERENCE BUREAU**

0027/1dn  
LRB-5283/1dn

DAK: ^:...

Jlg

This draft is a 1997, rather than a 1999, bill, because our data base has not yet been fully adjusted to account for all legislative changes in the biennium. When we begin drafting 1999 bills, this bill will receive a new LRB number. The following are questions or issues that arose in drafting the bill:

1. I have not renumbered s. 20.435 (6) (k), stats. to s. 20.435 (6) (gc). The stated rationale for this change is that the appropriation is program revenue (PR), rather than program revenue-service (PR-S). However, the language of the appropriation is "All moneys received as payments from medical assistance and all other sources . . ."; does this refer, in part, to a transfer of funds received under s. 20.435 (5) (o), stats.? If not, to what does the language refer? Should it be reworded and clarified? Moreover, cross-references to s. 20.435 (6) (k), stats. are contained in s. 20.435 (1) (kx), (5) (ky) and (kz) and (6) (dm), stats.; s. 20.435 (1) (kx) and (5) (ky) and (kz), stats., treat s. 20.435 (6) (k) as a PR-S appropriation by referring to ". . . all moneys received from other state agencies and all moneys received by the department from the department not directed to be deposited under sub. (6) (k)". Therefore, the rationale for the change seems to be unsupported.

2. I renumbered all of s. 46.48 (3), stats., (to s. 46.481 (1)), rather than just s. 46.48(3) (a), as requested, because leaving s. 46.48 (3) (b) by itself gave that paragraph no antecedent to refer to. Please let me know if, rather, your intention was to repeal s. 46.48 (3) (b).

3. Please note that this draft includes several cross-reference changes in addition to those proposed.

4. As part of the proposed change to s. 20.435 (1) (gm), stats., the request for this bill proposes to repeal s. 254.89, stats., which requires DHFS to conduct evaluation surveys of grade A dairy operations in order to certify the compliance rating of the operations with federal sanitation and enforcement requirements. I have not repealed this statute in the bill, because there is no indication that the federal law has been changed so as to no longer require the certification or that it is intended that another agency perform this task. No rationale was included for this request.

5. In combining s. 20.435 (5) (f), stats., with s. 20.435 (5) (cb), stats., I repealed reference to family planning services under 1991 Wisconsin Act 39, section 9125 (21q).

My research indicates that no legislative change has occurred to this nonstatutory subsection since it was originally enacted; the language of the subsection refers to distribution of funds from s. 20.435 (1) (f) (renumbered s. 20.435 (5) (f) in 1997 Wisconsin Act 27) for fiscal years 1991-92 and 1992-93, so it is clearly no longer applicable. Moreover, 2 of the 3 purposes of the funding (payment for fees for Papanicolaou's tests, training nurse practitioners and a program to reduce the incidence of chlamydia) are currently funded under s. 253.07, stats. Is there some reason for retaining this language?

6. In creating s. 20.435 (3) (bc) (grants for children's community programs), I did not include the proposed language "Except for amounts authorized to be carried forward under s. 46.481", because there is no such authorization for any of the programs (formerly s. 46.48 (3), (9), (27) and (28), stats.) that are being renumbered to s. 46.481.

7. Please look carefully at the first sentence of s. 46.81 (1), stats., as amended in this bill; is there a distinction that I should have preserved between awarding "funds" from s. 20.435 (7) (md) and awarding grants in a specified amount from that appropriation?

8. I do not understand the proposal to repeal s. 20.435 (6) (gg), stats., and to transfer the funds under that appropriation to s. 20.435 (6) (i), stats., and, consequently, have not drafted it. The latter appropriation is for the receipt of gifts and grants, whereas the former is for receipt of payments for services; it does not appear that DHFS could lawfully accept service payments as a gift or grant.

Please let me know if you have questions about or wish to make revisions to the draft.

Debra A. Kennedy  
Assistant Chief Counsel  
266-0137

**DRAFTER'S NOTE**  
**FROM THE**  
**LEGISLATIVE REFERENCE BUREAU**

LRB-0027/1dn  
DAK:jlj:jf

Monday, September 21, 1998

1. I have not renumbered s. 20.435 (6) (k), stats., to s. 20.435 (6) (gc). The stated rationale for this change is that the appropriation is program revenue (PR), rather than program revenue-service (PR-S). However, the language of the appropriation is "All moneys received as payments from medical assistance and all other sources . . ."; does this refer, in part, to a transfer of funds received under s. 20.435 (5) (o), stats.? If not, to what does the language refer? Should it be reworded and clarified? Moreover, cross-references to s. 20.435 (6) (k), stats., are contained in s. 20.435 (1) (kx), (5) (ky) and (kz) and (6) (dm), stats.; s. 20.435 (1) (kx) and (5) (ky) and (kz), stats., treat s. 20.435 (6) (k) as a PR-S appropriation by referring to "... all moneys received from other state agencies and all moneys received by the department from the department not directed to be deposited under sub. (6) (k)". Therefore, the rationale for the change seems to be unsupported.

2. I renumbered all of s. 46.48 (3), stats., (to s. 46.481 (1)), rather than just s. 46.48(3) (a), as requested, because leaving s. 46.48 (3) (b) by itself gave that paragraph no antecedent to refer to. Please let me know if, rather, your intention was to repeal s. 46.48 (3) (b).

3. Please note that this draft includes several cross-reference changes in addition to those proposed.

4. As part of the proposed change to s. 20.435 (1) (gm), stats., the request for this bill proposes to repeal s. 254.89, stats., which requires DHFS to conduct evaluation surveys of grade A dairy operations in order to certify the compliance rating of the operations with federal sanitation and enforcement requirements. I have not repealed this statute in the bill, because there is no indication that the federal law has been changed so as to no longer require the certification or that it is intended that another agency perform this task. No rationale was included for this request.

5. In combining s. 20.435 (5) (f), stats., with s. 20.435 (5) (cb), stats., I repealed reference to family planning services under 1991 Wisconsin Act 39, section 9125 (21q). My research indicates that no legislative change has occurred to this nonstatutory subsection since it was originally enacted; the language of the subsection refers to distribution of funds from s. 20.435 (1) (f) (renumbered s. 20.435 (5) (f) in 1997 Wisconsin Act 27) for fiscal years 1991-92 and 1992-93, so it is clearly no longer applicable. Moreover, 2 of the 3 purposes of the funding (payment for fees for Papanicolaou's tests, training nurse practitioners and a program to reduce the

incidence of chlamydia) are currently funded under s. 253.07, stats. Is there some reason for retaining this language?

6. In creating s. 20.435 (3) (bc) (grants for children's community programs), I did not include the proposed language "Except for amounts authorized to be carried forward under s. 46.481", because there is no such authorization for any of the programs (formerly s. 46.48 (3), (9), (27) and (28), stats.) that are being renumbered to s. 46.481.

7. Please look carefully at the first sentence of s. 46.81 (1), stats., as amended in this bill; is there a distinction that I should have preserved between awarding "funds" from s. 20.435 (7) (md) and awarding grants in a specified amount from that appropriation?

8. I do not understand the proposal to repeal s. 20.435 (6) (gg), stats., and to transfer the funds under that appropriation to s. 20.435 (6) (i), stats., and, consequently, have not drafted it. The latter appropriation is for the receipt of gifts and grants, whereas the former is for receipt of payments for services; it does not appear that DHFS could lawfully accept service payments as a gift or grant.

Please let me know if you have questions about or wish to make revisions to the draft.

Debra A. Kennedy  
Assistant Chief Counsel  
266-0137

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## Kennedy, Debora

**From:** Jablonsky, Sue [sue.jablonsky@doa.state.wi.us]  
**Sent:** Thursday, November 05, 1998 10:24 AM  
**To:** Kennedy, Debora  
**Subject:** FW: LRB Drafts for DOH Reorganization and Appropriation Streamli



ch20draft.doc

hey dak-here's cindy's memo. i also want to keep 2(b) and 2(bm) separate as they are under current law. thanks,dear

> -----Original Message-----

> From: Daggett, Cynthia

> Sent: Wednesday, November 04, 1998 4:41 PM

> To: Jablonsky, Sue

> Subject: LRB Drafts for DOH Reorganization and Appropriation Streamli

>

> Attached are the DHFS responses to Debora's questions on the above two  
> drafts.

> If you need anything else or want me to do the B-5/B-6 changes, please let  
> me

> know.

>

> I ran these by Don Warnke, Cheryl Thompson and Otto Young as well.

> <<ch20draft.doc>>

Chapter 20 Statutory Language Drafts

LRB—0028/2dn  
Health Reorganization

1. 20.435(1)(dg) should be renumbered to (4)(dg). This is an error on my part; I didn't include this request in my drafting instructions.
2. 20.435(4)(md) was drafted, but not created on the B-2 system. (4)(md) and numeric 498 Federal block grant aids need to be created on B-2 (let me know if you want me to complete B5/B6 form. Since no funds were appropriated, this error wasn't identified earlier.

Debora had no questions on this draft that required a response.

LRB—0027/ldn  
Appropriation Streamlining

1. Not renumbered (6)(k) to (6)(gc). This appropriation "Nursing home monitoring and receivership operations. All moneys received as payments from medical assistance and from all other sources to reimburse the department for the costs of placing a monitor in a nursing home under s. 50.05(2) and (3), receivership of a nursing home and operation of a nursing home held in receivership by the department under s. 50.05(4) and (5)." DHFS contracts with a private entity to run a nursing home that is in receivership. Funds are collected from medical assistance, private insurance, etc. in a manner similar to the Centers for the Developmentally Disabled which are PR funded, not PRS. MA funds are not intercepted, but are collected as a fee for services provided.

DHFS views this as a minor technical correction that has no impact on DHFS workload. If LRB does not agree that the change would be appropriate, please leave the appropriation as it currently exists.

The Department's intent was to separate the program language in Chapter 46 to reflect the transfer of children's funds in program 07 to program 03, creation of (3)(bc). Beyond this separation, there was no intent to change language under Chapter 46.

3. Thank you for the cross-reference changes.

4. DHFS was under the impression that these functions were moved to DATCP. No

5. We agree, the language under Chapter 253 is sufficient.

6. Ok.

7. We are aware of no distinction between the terms "funds" and "awards."

8. Retain both appropriations.

B-2 Problems—Please let me know if you want me to complete B-5/B-6 forms.

Remove star from 126—under appropriation streamlining numeric was retained but moved to gm  
Star 578—deleted under appropriation streamlining  
Star 627—deleted under appropriation streamlining

11/9/98  
Discussed  
w/ Jeff Geisler,  
he is unwilling  
to create new  
PRS + PR  
appropriations  
that would be  
necessary to make  
these accurate



00271. Redraft: 1/21/99: From Sue Jablonsky

§§. 20.435 (2)(b) and (bm) are combined in  
the draft (2)(bm) is repealed). Separate them.

At least one X-ref exists, p. 11 Sec. 40.

Soon - In edit 1/21/99

DOA:.....Geisler - Appropriation changes

FOR 1999-01 BUDGET — NOT READY FOR INTRODUCTION

do not gen

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

*Analysis by the Legislative Reference Bureau*

**HEALTH AND HUMAN SERVICES**

**HEALTH**

Currently, from one program revenue (PR) appropriation, the department of health and family services (DHFS) funds certification of first responders-defibrillation, lead hazard reduction, asbestos abatement and grade A dairy operations; registration of sanitarians; licensing of tattooists and body piercers; permitting of tanning facilities, recreational facilities and food and lodging facilities and vendors; approvals of lead instructors; accreditation of lead training; the state costs of licensing, investigation and inspection done by local health departments granted agent status by the department; radiation protection; and the regulation of nursing home expansion. These funds are derived from fees paid by the persons or entities that are certified, registered, licensed or permitted or are otherwise regulated. From another appropriation, DHFS funds radiation monitoring of nuclear power plants, vital statistics activities and the purchase and distribution of medical supplies. These funds are derived from fees imposed on nuclear power plants, payments for medical supplies and fees for providing vital statistical documents. This bill consolidates funding for and payment from all these activities under one PR appropriation.

Under current law, DHFS provides funding under four general purpose revenue (GPR) appropriations for health screening for low-income women, conduct

of a women's health campaign, women's health projects, grants for pregnancy counseling, outreach to low income pregnant women, maternal and infant health projects and family planning services. This bill combines the funding of these health services for women and infants under one GPR appropriation.

Currently, funding for the council on physical disabilities is separately appropriated under a GPR appropriation. This bill consolidates that funding with a GPR appropriation for general program operations.

Currently, funding for general program operations of emergency medical services is separately appropriated under a GPR appropriation. This bill consolidates that funding with a GPR appropriation for general program operations related to health services planning, regulation and delivery.

#### PUBLIC ASSISTANCE

Currently, DHFS provides funding for relief block grants to counties and tribal governing bodies under three appropriations of GPR. This bill combines the funding for relief block grants under one GPR appropriation.

#### ~~MENTAL ILLNESS AND DEVELOPMENTAL DISABILITIES~~

~~Currently, DHFS separately funds the general program operations of the Wisconsin resource center from that of secure mental health units or facilities for persons who are committed to institutional care as sexually violent persons and placed in the units or facilities. This bill consolidates in one GPR appropriation funding for the Wisconsin resource center and secure mental health units or facilities that serve sexually violent persons.~~

#### OTHER HEALTH AND HUMAN SERVICES

This bill transfers funding for foster placement continuation, police athletic league recreational activities in Milwaukee and grants for runaway programs and for court-appointed special advocates for children from a current GPR appropriation under a general category of supportive living to a newly created GPR appropriation under a general category of children and family services.

Currently, DHFS funds programs for senior citizens and elder abuse services under one GPR appropriation and funds the benefit specialist program under another GPR appropriation. This bill consolidates these GPR appropriations.

For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

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

1           **SECTION 1.** 20.435 (1) (cg) of the statutes is repealed.

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

2           **SECTION 2.** 20.435 (1) (gm) of the statutes is amended to read:

1           20.435 (1) (gm) *Licensing, review and certifying activities; fees; supplies and*  
2 *services.* The amounts in the schedule for the purposes specified in ss. 146.50 (8),  
3 250.05 (6), 252.23, 252.24, 252.245, 254.176, 254.178, 254.20 (5) and (8), 254.31 to  
4 254.39, 254.41, 254.47, 254.61 to 254.89 and 255.08 (2) and ~~ch. 69 and 150~~, for  
5 the purchase and distribution of medical supplies and to analyze and provide data  
6 under s. 250.04. All moneys received under ss. 146.50 (8) (d), 150.13, 250.04 (3m),  
7 250.05 (6), 252.23 (4) (a), 252.24 (4) (a), 252.245 (9), 254.176, 254.178, 254.20 (5) and  
8 (8), 254.31 to 254.39, 254.41, 254.47, 254.61 to 254.89 and 255.08 (2) (b) and ch. 69  
9 and as reimbursement for medical supplies shall be credited to this appropriation  
10 account. From the fees collected under s. 50.135 (2), \$444,700 in fiscal year ~~1997–98~~  
11 1999–2000 and \$451,600 in fiscal year ~~1998–99~~ 2000–01 shall be credited to this  
12 appropriation account.

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

13           **SECTION 3.** 20.435 (1) (j) of the statutes is repealed.

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

14           **SECTION 4.** 20.435 (1) (km) of the statutes is repealed.

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

15           **SECTION 5.** 20.435 (1) (kx) of the statutes is amended to read:

16           20.435 (1) (kx) *Interagency and intra-agency programs.* All moneys received  
17 from other state agencies and all moneys received by the department from the  
18 department not directed to be deposited under ~~par. (km) or sub. (6) (k)~~ for the  
19 administration of programs or projects for which received.

20           ~~**SECTION 6.** 20.435 (2) (b) of the statutes is amended to read:~~

1           20.435 (2) (b) *Wisconsin resource center and secure mental health units or*  
2 *facilities.* The amounts in the schedule for general program operations, other than  
3 operations related to security, of the Wisconsin resource center and for the general  
4 program operations of secure mental health units or facilities under s. 980.065 for  
5 persons committed to institutional care under s. 980.06 (2) (b) and placed in a secure  
6 mental health unit or facility.

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

7           **SECTION 7.** 20.435 (2) (bm) of the statutes is repealed.

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

8           **SECTION 8.** 20.435 (3) (bc) of the statutes is created to read:

9           20.435 (3) (bc) *Grants for children's community programs.* The amounts in the  
10 schedule for grants for children's community programs under s. 46.481.  
11 Notwithstanding ss. 20.001 (3) (a) and 20.002 (1), the department may transfer funds  
12 between fiscal years under this paragraph. All moneys under this appropriation  
13 account that are distributed under s. 46.481 but are not encumbered by December  
14 31 of each year lapse to the general fund on the next January 1 unless carried forward  
15 to the next calendar year by the joint committee on finance.

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

16          **SECTION 9.** 20.435 (3) (me) of the statutes is created to read:

17          20.435 (3) (me) *Federal block grant local assistance.* All block grant moneys  
18 received from the federal government or any of its agencies for youth services local  
19 assistance, for the purposes for which received.

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

20          **SECTION 10.** 20.435 (5) (bs) of the statutes is amended to read:

1           20.435 (5) (bs) (title) *Relief block grants to counties and tribal governing bodies.*

2           The amounts in the schedule for relief block grants under ~~s.~~ ss. 49.025, 49.027 and  
3           49.029 to counties and tribal governing bodies.

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

4           **SECTION 11.** 20.435 (5) (bt) of the statutes is repealed.

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

5           **SECTION 12.** 20.435 (5) (bu) of the statutes is repealed.

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

6           **SECTION 13.** 20.435 (5) (cb) of the statutes is amended to read:

7           20.435 (5) (cb) ~~Women's health~~ Health services for women and infants. The  
8           amounts in the schedule for health screening for low-income women under s.  
9           255.075; ; for conduct of a women's health campaign under 1997 Wisconsin Act 27,  
10          section 9123 (6) (a) and ; for women's health projects under 1997 Wisconsin Act 27,  
11          section 9123 (6) (b) and (6m); for grants for pregnancy counseling under s. 253.08;  
12          for outreach to low-income pregnant women under s. 253.085 (1); for maternal and  
13          infant health projects under s. 253.085 (2); and for family planning services under  
14          s. 253.07. Notwithstanding ss. 20.001 (3) (a) and 20.002 (1), the department may  
15          transfer funds between fiscal years under this paragraph. All funds distributed by  
16          the department under s. 253.07 (2) (b) and (4) but not encumbered by December 31  
17          of each year lapse to the general fund on the next January 1 unless transferred to the  
18          next calendar year by the joint committee on finance.

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

19          **SECTION 14.** 20.435 (5) (eg) of the statutes is repealed.

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

1           **SECTION 15.** 20.435 (5) (ev) of the statutes is repealed.

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

2           **SECTION 16.** 20.435 (5) (f) of the statutes is repealed.

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

3           **SECTION 17.** 20.435 (5) (ky) of the statutes is amended to read:

4           20.435 (5) (ky) *Interagency and intra-agency aids.* All moncoys received from  
5 other state agencies and all moneys received by the department from the department  
6 not directed to be deposited under sub. ~~(1) (km)~~ or (6) (k) for aids to individuals and  
7 organizations.

8           **SECTION 18.** 20.435 (5) (kz) of the statutes is amended to read:

9           20.435 (5) (kz) *Interagency and intra-agency local assistance.* All moneys  
10 received from other state agencies and all moneys received by the department from  
11 the department not directed to be deposited under ~~par. sub. (1) (km)~~ or (6) (k) for local  
12 assistance.

13           **SECTION 19.** 20.435 (6) (a) of the statutes is amended to read:

14           20.435 (6) (a) *General program operations; pilot project; council on physical*  
15 *disabilities.* The amounts in the schedule for general program operations, including  
16 field services and administrative services, ~~and~~ for the pilot project under 1997  
17 Wisconsin Act 237, section 9122 (4) and for operation of the council on physical  
18 disabilities under s. 46.29.

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

19           **SECTION 20.** 20.435 (6) (d) of the statutes is repealed.

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

20           **SECTION 21.** 20.435 (7) (cp) of the statutes is repealed.

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

1           **SECTION 22.** 20.435 (7) (dh) of the statutes is amended to read:

2           20.435 (7) (dh) *Programs for senior citizens ~~and~~ ; elder abuse services; benefit*  
3           *specialist program.* The amounts in the schedule for the programs for senior citizens,  
4           including but not limited to the purpose of distributing funds under s. 46.80 (2m) (b)  
5           to supplement any federal foster grandparent project funds received under 42 USC  
6           5011 (a) and the purposes of ss. 46.80 (5) and 46.85, ~~and~~; for direct services for elder  
7           persons and other individuals under s. 46.90 (5m); and for the benefit specialist  
8           *program for older persons under s. 46.81.* Notwithstanding ss. 20.001 (3) (a) and  
9           20.002 (1), the department of health and family services may transfer funds between  
10          fiscal years under this paragraph. All funds allocated under ss. 46.80 (2m) (b) and  
11          (5), 46.81 (2) and 46.85 but not encumbered by December 31 of each year lapse to the  
12          general fund on the next January 1, unless transferred to the next calendar year by  
13          the joint committee on finance, but the department may carry forward funds  
14          allocated under s. 46.90 (5m) that are not encumbered by June 30 of each year for  
15          allocation under s. 46.90 (5m) in the following state fiscal year. For the purposes of  
16          this paragraph, funds are encumbered by December 31 if allocated for services  
17          received or for goods ordered by December 31.

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

18          **SECTION 23.** 20.435 (7) (dj) of the statutes is repealed.

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

19          **SECTION 24.** 46.29 (1) (intro.) of the statutes is amended to read:

20          46.29 (1) (intro.) From the appropriation under s. 20.435 (6) ~~(d)~~ (a), the  
21          department shall allocate up to \$10,000 in each fiscal year for operation of the council



1 on physical disabilities. The council on physical disabilities shall do all of the  
2 following:

3 **SECTION 25.** 46.48 (3) of the statutes is renumbered 46.481 (1).

4 **SECTION 26.** 46.48 (9) of the statutes is renumbered 46.481 (2).

5 **SECTION 27.** 46.48 (27) of the statutes is renumbered 46.481 (3).

6 **SECTION 28.** 46.48 (28) of the statutes is renumbered 46.481 (4).

7 **SECTION 29.** 46.481 (intro.) of the statutes is created to read:

8 **46.481 Grants for children's community programs.** (intro.) From the  
9 appropriation under s. 20.435 (3) (bc), the department shall distribute the following  
10 grants for children's community programs:

11 **SECTION 30.** 46.81 (2) of the statutes is amended to read:

12 46.81 (2) From the appropriation under s. 20.435 (7) ~~(dj)~~ (dh), the department  
13 shall allocate \$2,298,400 in each fiscal year to aging units to provide benefit  
14 specialist services for older individuals. The department shall ensure that each  
15 aging unit receives funds and shall take into account the proportion of the state's  
16 population of low-income older individuals who reside in a county.

17 **SECTION 31.** 46.81 (5) of the statutes is amended to read:

18 46.81 (5) From the appropriation under s. 20.435 (7) ~~(dj)~~ (dh) the department  
19 shall allocate \$182,500 in each fiscal year to area agencies on aging. Each area  
20 agency on aging shall use the funds for training, supervision and legal back-up  
21 services for benefit specialists within its area.

22 **SECTION 32.** 46.86 (1) of the statutes is amended to read:

23 46.86 (1) From the appropriation under s. ~~20.435 (7) (cp) and (md)~~, the  
24 department may award funds and from the appropriation under s. 20.435 (7) (md)  
25 the department may award not more than \$125,500 in each fiscal year as grants to

1 counties and private nonprofit entities for treatment for pregnant women and  
2 mothers with alcohol and other drug abuse treatment needs; mothers who have  
3 alcohol and other drug abuse treatment needs and dependent children up to the age  
4 of 5 years; and the dependent children up to the age of 5 years of those mothers. The  
5 grants shall be awarded in accordance with the department's request-for-proposal  
6 procedures. The grants shall be used to establish community-based programs,  
7 residential family-centered treatment programs or home-based treatment  
8 programs. The program under a grant must include alcohol and other drug abuse  
9 treatment services, parent education, support services for the children of the women  
10 who are enrolled in the program, vocational assistance and housing assistance. Any  
11 program funded under this subsection must also provide follow-up aftercare  
12 services to each woman and her children for at least 2 years after the date on which  
13 a woman has left the program.

14 **SECTION 33.** 49.025 (2) (a) (intro.) of the statutes is amended to read:

15 49.025 (2) (a) (intro.) If a county is eligible to receive a relief block grant in a  
16 year, the department shall pay to the county, in accordance with s. 49.031, from the  
17 appropriation under s. 20.435 (5) (~~bt~~) (bs), an amount for that year determined as  
18 follows:

19 **SECTION 34.** 49.027 (2) (a) (intro.) of the statutes is amended to read:

20 49.027 (2) (a) (intro.) If a county is eligible to receive a relief block grant in a  
21 year, the department shall pay to the county, in accordance with s. 49.031, from the  
22 appropriation under s. 20.435 (5) (~~bu~~) (bs), an amount for that year determined as  
23 follows:

24 **SECTION 35.** 49.027 (2) (a) 1. d. of the statutes is amended to read:

1           49.027 (2) (a) 1. d. The department shall multiply the amount determined  
2 under subd. 1. c. by the amount appropriated under s. 20.435 (5) ~~(bu)~~ (bs) for relief  
3 block grants for that year.

4           **SECTION 36.** 49.45 (6m) (br) 1. of the statutes is amended to read:

5           49.45 **(6m)** (br) 1. Notwithstanding s. 20.410 (3) (cd), 20.435 (5) ~~(bt) or (bu)~~ (bs)  
6 or (7) (b) or 20.445 (3) (dz), the department shall reduce allocations of funds to  
7 counties in the amount of the disallowance from the appropriation account under s.  
8 20.435 (5) ~~(bt) or (bu)~~ (bs) or (7) (b), or the department shall direct the department  
9 of workforce development to reduce allocations of funds to counties or Wisconsin  
10 works agencies in the amount of the disallowance from the appropriation account  
11 under s. 20.445 (3) (dz) or direct the department of corrections to reduce allocations  
12 of funds to counties in the amount of the disallowance from the appropriation account  
13 under s. 20.410 (3) (cd), in accordance with s. 16.544 to the extent applicable.

14           **SECTION 37.** 253.07 (4) (intro.) of the statutes is amended to read:

15           253.07 (4) FAMILY PLANNING SERVICES. (intro.) From the appropriation under  
16 s. 20.435 (5) ~~(f)~~ (cb), the department shall allocate funds in the following amounts,  
17 for the following services:

18           **SECTION 38.** 253.08 of the statutes is amended to read:

19           **253.08 Pregnancy counseling services.** The department shall make grants  
20 from the appropriation under s. 20.435 (5) ~~(eg)~~ (cb) to individuals and organizations  
21 to provide pregnancy counseling services. For a program to be eligible under this  
22 section, an applicant must demonstrate that moneys provided in a grant under s.  
23 20.435 (5) ~~(eg)~~ (cb) will not be used to engage in any activity specified in s. 20.9275  
24 (2) (a) 1. to 3.

25           **SECTION 39.** 253.085 (2) of the statutes is amended to read:

1           253.085 (2) In addition to the amounts appropriated under s. 20.435 (5) ~~(ev)~~  
2           ~~(cb)~~, the department shall allocate \$250,000 for each fiscal year from moneys  
3           received under the maternal and child health services block grant program, 42 USC  
4           701 to 709, for the outreach program under this section.

5           **SECTION 40.** ~~980.12 (1) of the statutes is amended to read:~~

6           980.12 (1) The department shall pay from the appropriations under s. 20.435  
7           (2) (a) and ~~(bm) (b)~~ for all costs relating to the evaluation, treatment and care of  
8           persons evaluated or committed under this chapter.

9

(END)

From Sue Gableonky 1/23  
0027/2 Redraft

(5) (bs), (bt), (bu) are combined

Eliminate treatment of (5) (bs)

Eliminate repeal of (bt) + (bu) + combine them

(SOON - In edit 1/23)

1999 - 2000 LEGISLATURE

LRB-0027/23

DAK:jlg:lpk

DOA:.....Geisler - Appropriation changes

FOR 1999-01 BUDGET — NOT READY FOR INTRODUCTION

do not gen

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

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*Analysis by the Legislative Reference Bureau*

**HEALTH AND HUMAN SERVICES**

**HEALTH**

Currently, from one program revenue (PR) appropriation, the department of health and family services (DHFS) funds certification of first responders—defibrillation, lead hazard reduction, asbestos abatement and grade A dairy operations; registration of sanitarians; licensing of tattooists and body piercers; permitting of tanning facilities, recreational facilities and food and lodging facilities and vendors; approvals of lead instructors; accreditation of lead training; the state costs of licensing, investigation and inspection done by local health departments granted agent status by the department; radiation protection; and the regulation of nursing home expansion. These funds are derived from fees paid by the persons or entities that are certified, registered, licensed or permitted or are otherwise regulated. From another appropriation, DHFS funds radiation monitoring of nuclear power plants, vital statistics activities and the purchase and distribution of medical supplies. These funds are derived from fees imposed on nuclear power plants, payments for medical supplies and fees for providing vital statistical documents. This bill consolidates funding for and payment from all these activities under one PR appropriation.

Under current law, DHFS provides funding under four general purpose revenue (GPR) appropriations for health screening for low-income women, conduct

of a women's health campaign, women's health projects, grants for pregnancy counseling, outreach to low income pregnant women, maternal and infant health projects and family planning services. This bill combines the funding of these health services for women and infants under one GPR appropriation.

Currently, funding for the council on physical disabilities is separately appropriated under a GPR appropriation. This bill consolidates that funding with a GPR appropriation for general program operations.

Currently, funding for general program operations of emergency medical services is separately appropriated under a GPR appropriation. This bill consolidates that funding with a GPR appropriation for general program operations related to health services planning, regulation and delivery.

*to counties*

**PUBLIC ASSISTANCE**

*two*

Currently, DHFS provides funding for relief block grants to counties ~~and tribal governing bodies~~ under ~~three~~ appropriations of GPR. This bill combines the funding for relief block grants under one GPR appropriation.

**OTHER HEALTH AND HUMAN SERVICES**

This bill transfers funding for foster placement continuation, police athletic league recreational activities in Milwaukee and grants for runaway programs and for court-appointed special advocates for children from a current GPR appropriation under a general category of supportive living to a newly created GPR appropriation under a general category of children and family services.

Currently, DHFS funds programs for senior citizens and elder abuse services under one GPR appropriation and funds the benefit specialist program under another GPR appropriation. This bill consolidates these GPR appropriations.

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:***

1           **SECTION 1.** 20.435 (1) (cg) of the statutes is repealed.

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

2           **SECTION 2.** 20.435 (1) (gm) of the statutes is amended to read:

3           20.435 (1) (gm) *Licensing, review and certifying activities; fees; supplies and*  
4 *services.* The amounts in the schedule for the purposes specified in ss. 146.50 (8),  
5 250.05 (6), 252.23, 252.24, 252.245, 254.176, 254.178, 254.20 (5) and (8), 254.31 to  
6 254.39, 254.41, 254.47, 254.61 to 254.89 and 255.08 (2) and ~~ch.~~ chs. 69 and 150, for  
7 the purchase and distribution of medical supplies and to analyze and provide data

1 under s. 250.04. All moneys received under ss. 146.50 (8) (d), 150.13, 250.04 (3m),  
2 250.05 (6), 252.23 (4) (a), 252.24 (4) (a), 252.245 (9), 254.176, 254.178, 254.20 (5) and  
3 (8), 254.31 to 254.39, 254.41, 254.47, 254.61 to 254.89 and 255.08 (2) (b) and ch. 69  
4 and as reimbursement for medical supplies shall be credited to this appropriation  
5 account. From the fees collected under s. 50.135 (2), \$444,700 in fiscal year ~~1997-98~~  
6 1999-2000 and \$451,600 in fiscal year ~~1998-99~~ 2000-01 shall be credited to this  
7 appropriation account.

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

8 **SECTION 3.** 20.435 (1) (j) of the statutes is repealed.

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

9 **SECTION 4.** 20.435 (1) (km) of the statutes is repealed.

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

10 **SECTION 5.** 20.435 (1) (kx) of the statutes is amended to read:

11 20.435 (1) (kx) *Interagency and intra-agency programs.* All moneys received  
12 from other state agencies and all moneys received by the department from the  
13 department not directed to be deposited under ~~par. (km) or~~ sub. (6) (k) for the  
14 administration of programs or projects for which received.

15 **SECTION 6.** 20.435 (3) (bc) of the statutes is created to read:

16 20.435 (3) (bc) *Grants for children's community programs.* The amounts in the  
17 schedule for grants for children's community programs under s. 46.481.  
18 Notwithstanding ss. 20.001 (3) (a) and 20.002 (1), the department may transfer funds  
19 between fiscal years under this paragraph. All moneys under this appropriation  
20 account that are distributed under s. 46.481 but are not encumbered by December



1 31 of each year lapse to the general fund on the next January 1 unless carried forward  
2 to the next calendar year by the joint committee on finance.

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

3 SECTION 7. 20.435 (3) (me) of the statutes is created to read:

4 20.435 (3) (me) *Federal block grant local assistance*. All block grant moneys  
5 received from the federal government or any of its agencies for youth services local  
6 assistance, for the purposes for which received.

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

7 SECTION 8. 20.435 (5) (bs) of the statutes is amended to read:

8 20.435 (5) (bs) (title) *Relief block grants to counties and tribal governing bodies*.

9 The amounts in the schedule for relief block grants under s. ss. 49.025, 49.027 and  
10 49.029 to counties and tribal governing bodies.

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

Fix component

11 SECTION 9. 20.435 (5) (bt) of the statutes is ~~repealed~~ amended to read:

INSERT 4-11

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

12 SECTION 10. 20.435 (5) (bu) of the statutes is repealed.

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

13 SECTION 11. 20.435 (5) (cb) of the statutes is amended to read:

14 20.435 (5) (cb) ~~Women's health~~ *Health services for women and infants*. The  
15 amounts in the schedule for health screening for low-income women under s.  
16 255.075, ; for conduct of a women's health campaign under 1997 Wisconsin Act 27,  
17 section 9123 (6) (a) and ; for women's health projects under 1997 Wisconsin Act 27,  
18 section 9123 (6) (b) and (6m); for grants for pregnancy counseling under s. 253.08;  
19 for outreach to low-income pregnant women under s. 253.085 (1); for maternal and

1 infant health projects under s. 253.085 (2); and for family planning services under  
2 s. 253.07. Notwithstanding ss. 20.001 (3) (a) and 20.002 (1), the department may  
3 transfer funds between fiscal years under this paragraph. All funds distributed by  
4 the department under s. 253.07 (2) (b) and (4) but not encumbered by December 31  
5 of each year lapse to the general fund on the next January 1 unless transferred to the  
6 next calendar year by the joint committee on finance.

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

7 **SECTION 12.** 20.435 (5) (eg) of the statutes is repealed.

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

8 **SECTION 13.** 20.435 (5) (ev) of the statutes is repealed.

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

9 **SECTION 14.** 20.435 (5) (f) of the statutes is repealed.

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

10 **SECTION 15.** 20.435 (5) (ky) of the statutes is amended to read:

11 20.435 (5) (ky) *Interagency and intra-agency aids.* All moneys received from  
12 other state agencies and all moneys received by the department from the department  
13 not directed to be deposited under sub. ~~(1) (km)~~ or (6) (k) for aids to individuals and  
14 organizations.

15 **SECTION 16.** 20.435 (5) (kz) of the statutes is amended to read:

16 20.435 (5) (kz) *Interagency and intra-agency local assistance.* All moneys  
17 received from other state agencies and all moneys received by the department from  
18 the department not directed to be deposited under ~~par. sub. (1) (km)~~ or (6) (k) for local  
19 assistance.

20 **SECTION 17.** 20.435 (6) (a) of the statutes is amended to read:

1           20.435 (6) (a) *General program operations; pilot project; council on physical*  
2 *disabilities*. The amounts in the schedule for general program operations, including  
3 field services and administrative services, ~~and~~ for the pilot project under 1997  
4 Wisconsin Act 237, section 9122 (4) and for operation of the council on physical  
5 disabilities under s. 46.29.

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

6           **SECTION 18.** 20.435 (6) (d) of the statutes is repealed.

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

7           **SECTION 19.** 20.435 (7) (cp) of the statutes is repealed.

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

8           **SECTION 20.** 20.435 (7) (dh) of the statutes is amended to read:

9           20.435 (7) (dh) *Programs for senior citizens ~~and~~ ; elder abuse services; benefit*  
10 *specialist program*. The amounts in the schedule for the programs for senior citizens,  
11 including but not limited to the purpose of distributing funds under s. 46.80 (2m) (b)  
12 to supplement any federal foster grandparent project funds received under 42 USC  
13 5011 (a) and the purposes of ss. 46.80 (5) and 46.85, ~~and~~; for direct services for elder  
14 persons and other individuals under s. 46.90 (5m); and for the benefit specialist  
15 program for older persons under s. 46.81. Notwithstanding ss. 20.001 (3) (a) and  
16 20.002 (1), the department of health and family services may transfer funds between  
17 fiscal years under this paragraph. All funds allocated under ss. 46.80 (2m) (b) and  
18 (5), 46.81 (2) and 46.85 but not encumbered by December 31 of each year lapse to the  
19 general fund on the next January 1, unless transferred to the next calendar year by  
20 the joint committee on finance, but the department may carry forward funds  
21 allocated under s. 46.90 (5m) that are not encumbered by June 30 of each year for

1 allocation under s. 46.90 (5m) in the following state fiscal year. For the purposes of  
2 this paragraph, funds are encumbered by December 31 if allocated for services  
3 received or for goods ordered by December 31.

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

4 **SECTION 21.** 20.435 (7) (dj) of the statutes is repealed.

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

5 **SECTION 22.** 46.29 (1) (intro.) of the statutes is amended to read:

6 46.29 (1) (intro.) From the appropriation under s. 20.435 (6) ~~(d)~~ (a), the  
7 department shall allocate up to \$10,000 in each fiscal year for operation of the council  
8 on physical disabilities. The council on physical disabilities shall do all of the  
9 following:

10 **SECTION 23.** 46.48 (3) of the statutes is renumbered 46.481 (1).

11 **SECTION 24.** 46.48 (9) of the statutes is renumbered 46.481 (2).

12 **SECTION 25.** 46.48 (27) of the statutes is renumbered 46.481 (3).

13 **SECTION 26.** 46.48 (28) of the statutes is renumbered 46.481 (4).

14 **SECTION 27.** 46.481 (intro.) of the statutes is created to read:

15 **46.481 Grants for children's community programs.** (intro.) From the  
16 appropriation under s. 20.435 (3) (bc), the department shall distribute the following  
17 grants for children's community programs:

18 **SECTION 28.** 46.81 (2) of the statutes is amended to read:

19 46.81 (2) From the appropriation under s. 20.435 (7) ~~(dj)~~ (dh), the department  
20 shall allocate \$2,298,400 in each fiscal year to aging units to provide benefit  
21 specialist services for older individuals. The department shall ensure that each

1 aging unit receives funds and shall take into account the proportion of the state's  
2 population of low-income older individuals who reside in a county.

3 **SECTION 29.** 46.81 (5) of the statutes is amended to read:

4 46.81 (5) From the appropriation under s. 20.435 (7) ~~(dj)~~ (dh) the department  
5 shall allocate \$182,500 in each fiscal year to area agencies on aging. Each area  
6 agency on aging shall use the funds for training, supervision and legal back-up  
7 services for benefit specialists within its area.

8 **SECTION 30.** 46.86 (1) of the statutes is amended to read:

9 46.86 (1) From the appropriation under s. 20.435 (7) ~~(ep)~~ and ~~(md)~~, the  
10 ~~department may award funds and from the appropriation~~ under s. 20.435 (7) (md)  
11 the department may award not more than \$125,500 in each fiscal year as grants to  
12 counties and private nonprofit entities for treatment for pregnant women and  
13 mothers with alcohol and other drug abuse treatment needs; mothers who have  
14 alcohol and other drug abuse treatment needs and dependent children up to the age  
15 of 5 years; and the dependent children up to the age of 5 years of those mothers. The  
16 grants shall be awarded in accordance with the department's request-for-proposal  
17 procedures. The grants shall be used to establish community-based programs,  
18 residential family-centered treatment programs or home-based treatment  
19 programs. The program under a grant must include alcohol and other drug abuse  
20 treatment services, parent education, support services for the children of the women  
21 who are enrolled in the program, vocational assistance and housing assistance. Any  
22 program funded under this subsection must also provide follow-up aftercare  
23 services to each woman and her children for at least 2 years after the date on which  
24 a woman has left the program.

25 ~~**SECTION 31.** 49.025 (2) (a) (intro.) of the statutes is amended to read:~~

1           49.025 (2) (a) (intro.) If a county is eligible to receive a relief block grant in a  
 2           year, the department shall pay to the county, in accordance with s. 49.031, from the  
 3           appropriation under s. 20.435 (5) ~~(bt)~~ (bs), an amount for that year determined as  
 4           follows:

5           **SECTION 32.** 49.027 (2) (a) (intro.) of the statutes is amended to read:

6           49.027 (2) (a) (intro.) If a county is eligible to receive a relief block grant in a  
 7           year, the department shall pay to the county, in accordance with s. 49.031, from the  
 8           appropriation under s. 20.435 (5) ~~(bu)~~, an amount for that year determined as  
 9           follows:

(bt)

10          **SECTION 33.** 49.027 (2) (a) 1. d. of the statutes is amended to read:

11          49.027 (2) (a) 1. d. The department shall multiply the amount determined  
 12          under subd. 1. c. by the amount appropriated under s. 20.435 (5) ~~(bu)~~ for relief  
 13          block grants for that year.

RESTORE TO PLAIN TEXT

14          **SECTION 34.** 49.45 (6m) (br) 1. of the statutes is amended to read:

15          49.45 (6m) (br) 1. Notwithstanding s. 20.410 (3) (cd), 20.435 (5) ~~(bt)~~ or ~~(bu)~~  
 16          or (7) (b) or 20.445 (3) (dz), the department shall reduce allocations of funds to  
 17          counties in the amount of the disallowance from the appropriation account under s.  
 18          20.435 (5) ~~(bt)~~ or ~~(bu)~~ or (7) (b), or the department shall direct the department  
 19          of workforce development to reduce allocations of funds to counties or Wisconsin  
 20          works agencies in the amount of the disallowance from the appropriation account  
 21          under s. 20.445 (3) (dz) or direct the department of corrections to reduce allocations  
 22          of funds to counties in the amount of the disallowance from the appropriation account  
 23          under s. 20.410 (3) (cd), in accordance with s. 16.544 to the extent applicable.

24          **SECTION 35.** 253.07 (4) (intro.) of the statutes is amended to read:



INSERT 4-11

Section #. 20.435 (5) (bt) of the statutes is amended to read:

20.435 (5) (bt) ~~Relief block grants to counties with a population of 500,000 or more.~~ The amounts in the schedule for relief block grants under ~~ss. 49.025 to counties with a population of 500,000 or more.~~ <sup>to counties</sup> ~~and 49.027~~ ✓

NOTE:  
buis

History: 1971 c. 125 ss. 138 to 155, 522 (1); 1971 c. 211, 215, 302, 307, 322; 1973 c. 90, 198, 243; 1973 c. 284 s. 32; 1973 c. 308, 321, 322, 333, 336; 1975 c. 39 ss. 153 to 173, 732 (1), (2); 1975 c. 41 s. 52; 1975 c. 82, 224, 292; 1975 c. 413 s. 18; 1975 c. 422, 423; 1975 c. 430 ss. 1, 2, 80; 1977 c. 29 ss. 236 to 273, 1657 (18); 1977 c. 112; 1977 c. 203 s. 106; 1977 c. 213, 233, 327; 1977 c. 354 s. 101; 1977 c. 359; 1977 c. 418 ss. 129 to 137, 924 (18) (d), 929 (55); 1977 c. 428 s. 115; 1977 c. 447; 1979 c. 32 s. 92 (11); 1979 c. 34, 48; 1979 c. 102 s. 237; 1979 c. 111, 175, 177; 1979 c. 221 ss. 118g to 133, 2202 (20); 1979 c. 238, 300, 331, 361; 1981 c. 20 ss. 301 to 356b, 2202 (20) (b), (d), (g); 1981 c. 93 ss. 3 to 8, 186; 1981 c. 298, 314, 317, 359, 390; 1983 a. 27 ss. 318 to 410, 2202 (20); 1983 a. 192, 199, 245; 1983 a. 333 s. 6; 1983 a. 363, 398, 410, 427; 1983 a. 435 ss. 2, 3, 7; 1983 a. 538; 1985 a. 24, 29, 56, 73, 120, 154, 176, 255, 281, 285, 332; 1987 a. 27, 339, 368, 398, 399, 402; 1987 a. 403 ss. 25, 256; 1987 a. 413; 1989 a. 31, 53; 1989 a. 56 ss. 13, 259; 1989 a. 102; 1989 a. 107 ss. 11, 13, 17 to 37; 1989 a. 120, 122, 173, 199, 202, 318, 336, 359; 1991 a. 6, 39, 189, 269, 275, 290, 315, 322; 1993 a. 16, 27, 76, 98, 99, 168, 183, 377, 437, 445, 446, 450, 469, 479, 490, 491; 1995 a. 27 ss. 806 to 961r, 9126 (19); 1995 a. 77, 98; 1995 a. 216 ss. 26, 27; 1995 a. 266, 276, 289, 303, 404, 417, 440, 448, 464, 468; 1997 a. 27 ss. 211, 214, 216, 217, 527 to 609; 1997 a. 35, 105, 231, 237, 280, 293.