

1999 DRAFTING REQUEST

Bill

Received: **01/20/99**

Received By: **kuesejt**

Wanted: **Soon**

Identical to LRB:

For: **Administration-Budget 6-0777**

By/Representing: **Caucutt**

This file may be shown to any legislator: **NO**

Drafter: **kuesejt**

May Contact:

Alt. Drafters:

Subject: **State Government - miscellaneous**

Extra Copies:

Topic:

DOA:.....Caucutt - Consolidation of state agency vehicle fleet operations

Instructions:

See Attached.

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	kuesejt 01/25/99	ygeller 01/25/99		_____			State
/1			hhagen 01/26/99	_____	lrb_docadmin 01/26/99		

FE Sent For:

<END>

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1/1	kuesejt	1/25 1/25 jg	1/25 ²⁴	1/25 ²⁴			

FE Sent For:

<END>

Miller, Steve

From: Caucutt, Dan [dan.caucutt@doa.state.wi.us]
Sent: Tuesday, January 19, 1999 6:06 PM
To: Miller, Steve
Cc: Montgomery, John; Chandler, Rick; LaBelle, Vicky
Subject: Fleet Consolidations

Please draft for inclusion in the budget bill a non-stat provision which mandates the consolidation of certain state agency fleet operations into DOA's fleet operation. Specifically, require the Department of Administration to submit at the December 1999 Jt. Finance meeting under s.13.10 a detailed implementation plan and request merging the Department of Natural Resources fleet into DOA's fleet, including appropriation and position changes and transfers. For the September 2000 meeting under s.13.10 DOA must submit additional implementation plans which merge the fleets of UW-Madison and Department of Transportation. The language should specify that DOA's plan should address only the resources -- assets, spending authorities, positions, appropriations -- needed to effect the merger.

The language may also include, if you can say it elegantly, that efficiencies and savings created by the merger should be reflected in the affected agencies' biennial budget requests for 2001-03.

1999

Date (time) needed

DO NOT SOON

LRB - 1891, 1

DOA BUDGET DRAFT

JTK jlg:

Use the appropriate components and routines developed for bills.

WPD-check auto refs

>>FOR 1999-01 BUDGET — NOT READY FOR INTRODUCTION<<

AN ACT... [DO NOT generate catalog]; relating to: the budget consolidation of the vehicle fleet management of certain state agencies.
functions

Analysis by the Legislative Reference Bureau

For the 3 titles used in an analysis, in the component bar:
For the main heading [old =M], execute: create → anal: → title: → head
For the subheading [old =S], execute: create → anal: → title: → sub
For the sub-subheading [old =P], execute: create → anal: → title: → sub-sub

(attached)

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

SECTION #.

1999-2000 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-1891/lins2
JTK.....

STATE GOVERNMENT

Subhead → OTHER STATE GOVERNMENT

CS

3

This bill directs the department of administration (DOA) to submit for consideration of the joint committee on finance (JCF) at its 4th quarterly meeting under s. 13.10, stats. in 1999 an implementation plan for consolidating the vehicle fleet management functions of the department of natural resources with the corresponding functions of DOA. The bill also directs DOA to submit for consideration of JCF at its 3rd quarterly meeting under s. 13.10, stats. in 2000 an implementation plan for consolidating the vehicle fleet management functions of (DOT) and the University of Wisconsin-Madison with the corresponding functions of DOA. Assets and liabilities, tangible personal property, full-time equivalent positions, incumbent employes, contracts, rules, orders and pending matters may be transferred to DOA under the plans. The bill permits JCF to approve or to modify and approve the plans. If JCF approves a plan, with or without modifications, DOA may implement that plan. If JCF does not approve any plan, DOA may not implement that plan.

1

fourth

(DNR)

1

the year

the department of transportation

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

(UW-madison)

1999

Nonstat File Sequence: **AAA**

LRB -1891, 1

JTK : _____

NONSTAT SESSLAW

1. In the component bar:

For the action phrase, execute: create → action: → *NS: → nonstat

For the budget action phrase, execute: create → action: → *NS: → 91XX

For a subsection, execute: create → text: → *NS: → sub

For a paragraph, execute: create → text: → *NS: → par

For a subdivision, execute: create → text: → *NS: → subd

For a subdivision paragraph, execute: create → text: → *NS: → subpar

2. Nonstatutory subunits are numbered automatically if "(#1)", "(#a)", etc., is filled in. Below, for the budget, fill in the 9100 department code; and fill in "___" or "()" only if a "frozen" number is needed.

SECTION # VW 91 5 8 3. Nonstatutory provisions; ...

ⓑ → other.

(#1) CONSOLIDATION OF STATE VEHICLE

Ⓒ → FLEET OPERATIONS.



EXAMPLE 7.22 (2)

1999-2000 Legislature

- 2 -

LRB-9975/4
JTK:kaf:ch

SECTION 9159

nonStat (a) In this subsection:
#1. "Department" means the department of administration.
#2. "Secretary" means the secretary of administration.

1 (b) The department shall ~~no later than June 1, 2001~~ submit to the
2 for consideration at the 4th quarterly meeting of the committee under
3 cochairpersons of the joint committee on finance an implementation plan
4 for consolidating responsibilities of agencies primarily related to docu-
5 ment reproduction functions of the department. The plan shall become
6 effective no later than July 1, 2001.

these vehicle fleet management functions of the department of natural resources with the corresponding

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← auto ref

nonStat (c) The plan submitted under paragraph (b) may include provision
7 for any of the following on the effective date specified in the plan:
8 1. Transfer of the assets and liabilities of ~~any agency primarily re-~~
9 ~~lated to its document reproduction functions, as determined by the secre-~~
10 ~~tary, to the department.~~

resources relating to its vehicle fleet management functions

nonStat 2. Transfer of the tangible personal property, including records, of
11 the department of natural resources relating to its vehicle fleet
12 ~~any agency primarily related to its document reproduction functions, as~~
13 ~~determined by the secretary, to the department,~~

management functions

nonStat 3. Transfer of any authorized full-time equivalent position ~~for any~~
14 ~~agency having duties primarily related to the document reproduction~~
15 ~~functions of the agency, as determined by the secretary, to the depart-~~
16 ~~ment.~~

natural resources relating to its vehicle fleet management functions

17 The plan shall include identification of the numbers, revenue
18 sources and types of any positions ~~transferred from any agency to the de-~~
19 ~~partment under the plan.~~

nonStat 4. Transfer of any incumbent employees holding positions in ~~an~~
20 ~~agency performing duties primarily related to its document reproduction~~
21 ~~functions to the department.~~ Employees transferred under ~~this~~
22 ~~subdivision~~ *the plan* have all the rights and the same status under subchapter V
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department of natural resources

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EXAMPLE 7.22 (2)

1999-2000 Legislature

- 3 -

LRB-997574
JTK:kaf:ch
SECTION 9159

1 of chapter 111 and chapter 230 of the statutes in the department that they
2 enjoyed in the ~~agency by which they were employed~~ ^{department of natural resources} immediately before
3 the transfer. Notwithstanding section 230.28 (4) of the statutes, no em-
4 ploye so transferred who has attained permanent status in class is re-
5 quired to serve a probationary period.

6 ^{nonstat} 5. Transfer ^{to the department} of the contracts entered into by ~~any agency primarily re-~~ ^{the department of natural}
7 ~~lated to its document reproduction functions,~~ ^{resources relating to its vehicle fleet management} which are in effect on the ef-
8 fective date of this ^{of} subdivision ~~to the department~~. If the transfer occurs,
9 the department shall carry out any obligations under such a contract until
10 modified or rescinded by the department to the extent allowed under the
11 contract.

12 ^{nonstat} 6. Transfer to the department of any rules promulgated or orders is-
13 sued by ~~an agency that are primarily related to its document reproduc-~~ ^{the department of natural resources relating to its vehicle}
14 ~~tion functions,~~ ^{fleet management} which are in effect on the effective date of ^{the plan} this subdivision.
15 If the transfer occurs, any such rules shall remain in effect until their spe-
16 cified expiration dates or until amended or repealed by the department,
17 and any such orders shall remain in effect until their specified expiration
18 dates or until modified or rescinded by the department.

19 ^{nonstat} 7. Transfer ^{to the department} of any matter pending with ~~an agency on the effective~~ ^{the department of natural}
20 ~~date of this subdivision primarily related to its document reproduction~~ ^{resources relating to its vehicle fleet management}
21 ~~functions to the department.~~ If the transfer occurs, all materials sub-
22 mitted to or actions taken by the ~~agency~~ ^{department of natural resources} with respect to the pending mat-
23 ter are considered as having been submitted to or taken by the depart-
24 ment.

Wisconsin Bill Drafting Manual 1999-2000

1999-2000 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-1891/lins
JTK.....

(d) The department shall submit to the cochairpersons of the joint committee on finance for consideration at the 3rd quarterly meeting of the committee under section 13.10[✓] of the statutes in ^{the year} 2000 an implementation plan for consolidating the vehicle fleet management functions of the department of transportation and the University of Wisconsin-Madison with the corresponding ^{check spacing} functions of the department.

(e) The plan submitted under paragraph (d) ^{a.r.?} may include provision for any of the following on the effective date specified in the plan:

1. Transfer of the assets and liabilities of the department of transportation and the University of Wisconsin-Madison relating to their vehicle fleet management functions to the department.

2. Transfer of the tangible personal property, including records, of the department of transportation and the University of Wisconsin-Madison to the department.

3. Transfer to the department of any authorized full-time equivalent position of the department of transportation or the board of regents of the Univeristy of Wisconsin system relating to vehicle fleet management functions of the department of transportation or the University of Wisconsin-Madison. The plan shall include identification of the numbers, revenue sources and types of any positions to be transferred from the department of transportation or the board of regents of the University of Wisconsin system under the plan.

4. Transfer to the department of any incumbent employes holding positions at the department of transportation or the University of Wisconsin-Madison relating

non-stat
components

to vehicle fleet management functions. Employees transferred under the plan have all the rights and the same status under subchapter V of chapter 111[✓] and chapter 230 of the statutes that they enjoyed at the department of transportation or the University of Wisconsin-Madison immediately before the transfer. Notwithstanding section 230.08 (4)[✓] of the statutes, no employee so transferred who has attained permanent status in class is required to serve a probationary period.

5. Transfer to the department of the contracts entered into by the department of transportation and the board of regents of the University of Wisconsin system relating ^{check spacing} to the vehicle fleet management functions of the department of transportation and the University of Wisconsin-Madison which are in effect on the effective date of this subdivision.[✓] If the transfer occurs, the department shall carry out any obligations under such a contract until modified or rescinded by the department to the extent allowed under the contract.

6. Transfer to the department of any rules promulgated or orders issued by the department of transportation or the board of regents of the University of Wisconsin system relating to the vehicle fleet management functions of the department of transportation or the University of Wisconsin-Madison which are in effect on the effective date of the plan. If the transfer occurs, any such rules shall remain in effect until their specified expiration dates or until amended or repealed by the department, and any such orders shall remain in effect until their specified expiration dates or until modified or rescinded by the department.

7. Transfer to the department of any matter pending with the department of transportation or the board of regents of the University of Wisconsin system relating to the vehicle fleet management functions of the department of transportation or the University of Wisconsin-Madison. If the transfer occurs, all materials submitted to

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or actions taken by the department of transportation or the board of regents of the University of Wisconsin system with respect to the pending matter are considered as having been submitted to or taken by the department.

(f) The joint committee on finance may approve or modify and approve the plans submitted under paragraphs (b) and (d). ^{auto a.r.?} ~~(ref)~~ If the committee approves a plan, with or without modifications, the department may implement the plan on the effective date of the plan as specified in the plan. If the committee does not approve either plan, the department shall not implement that plan.

(g) Notwithstanding section 16.42[✓] of the statutes, the departments of natural resources and transportation and the board of regents of the University of Wisconsin system shall submit information under section 16.42[✓] of the statutes for purposes of the 2001-2003 biennial budget bill reflecting any savings incurred from consolidation of vehicle fleet management functions as the result of implementation of a plan under this subsection[✓].

(h) The departments of natural resources and transportation and the board of regents of the University of Wisconsin system shall fully cooperate with the department in implementing any plan approved under paragraph (f).

(end)

a.r.

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-1891/1dn

JTK.....

↑
Jg

This draft does not limit the transfer of the vehicle fleet management functions of DNR and DOT to Madison-area operations only. If this is your intent, it may be advisable to redraft.

Jeffery T. Kuesel
Managing Attorney
266-6778

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-1891/1dn

JTK:jlg:hmh

Tuesday, January 26, 1999

This draft does not limit the transfer of the vehicle fleet management functions of DNR and DOT to Madison-area operations only. If this is your intent, it may be advisable to redraft.

Jeffery T. Kuesel
Managing Attorney
266-6778



State of Wisconsin
1999 - 2000 LEGISLATURE

LRB-1891/1
JTK;jlg:hmh

DOA:.....Caucutt – Consolidation of state agency vehicle fleet operations

FOR 1999-01 BUDGET — NOT READY FOR INTRODUCTION

- 1 AN ACT ...; relating to: consolidation of the vehicle fleet management functions
2 of certain state agencies.

Analysis by the Legislative Reference Bureau

STATE GOVERNMENT

OTHER STATE GOVERNMENT

This bill directs the department of administration (DOA) to submit for consideration of the joint committee on finance (JCF) at its fourth quarterly meeting under s. 13.10, stats., in 1999 an implementation plan for consolidating the vehicle fleet management functions of the department of natural resources (DNR) with the corresponding functions of DOA. The bill also directs DOA to submit for consideration of JCF at its third quarterly meeting under s. 13.10, stats., in the year 2000 an implementation plan for consolidating the vehicle fleet management functions of the department of transportation (DOT) and the University of Wisconsin-Madison (UW-Madison) with the corresponding functions of DOA. Assets and liabilities, tangible personal property, full-time equivalent positions, incumbent employees, contracts, rules, orders and pending matters may be transferred to DOA under the plans. The bill permits JCF to approve or to modify and approve the plans. If JCF approves a plan, with or without modifications, DOA may implement that plan. If JCF does not approve any plan, DOA may not implement that plan.

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 9158. Nonstatutory provisions; other.**

2 (1) CONSOLIDATION OF STATE VEHICLE FLEET OPERATIONS.

3 (a) In this subsection:

4 1. “Department” means the department of administration.

5 2. “Secretary” means the secretary of administration.

6 (b) The department shall submit to the cochairpersons of the joint committee
7 on finance for consideration at the 4th quarterly meeting of the committee under
8 section 13.10 of the statutes to be held in 1999 an implementation plan for
9 consolidating the vehicle fleet management functions of the department of natural
10 resources with the corresponding functions of the department.

11 (c) The plan submitted under paragraph (b) may include provision for any of
12 the following on the effective date specified in the plan:

13 1. Transfer of the assets and liabilities of the department of natural resources
14 relating to its vehicle fleet management functions to the department.

15 2. Transfer of the tangible personal property, including records, of the
16 department of natural resources relating to its vehicle fleet management functions
17 to the department.

18 3. Transfer to the department of any authorized full-time equivalent position
19 of the department of natural resources relating to its vehicle fleet management
20 functions. The plan shall include identification of the numbers, revenue sources and

1 types of any positions to be transferred from the department of natural resources to
2 the department under the plan.

3 4. Transfer to the department of any incumbent employes holding positions in
4 the department of natural resources relating to its vehicle fleet management
5 functions. Employes transferred under the plan have all the rights and the same
6 status under subchapter V of chapter 111 and chapter 230 of the statutes in the
7 department that they enjoyed in the department of natural resources immediately
8 before the transfer. Notwithstanding section 230.28 (4) of the statutes, no employe
9 so transferred who has attained permanent status in class is required to serve a
10 probationary period.

11 5. Transfer to the department of the contracts entered into by the department
12 of natural resources relating to its vehicle fleet management functions which are in
13 effect on the effective date of this subdivision. If the transfer occurs, the department
14 shall carry out any obligations under such a contract until modified or rescinded by
15 the department to the extent allowed under the contract.

16 6. Transfer to the department of any rules promulgated or orders issued by the
17 department of natural resources relating to its vehicle fleet management functions
18 which are in effect on the effective date of the plan. If the transfer occurs, any such
19 rules shall remain in effect until their specified expiration dates or until amended
20 or repealed by the department, and any such orders shall remain in effect until their
21 specified expiration dates or until modified or rescinded by the department.

22 7. Transfer to the department of any matter pending with the department of
23 natural resources relating to its vehicle fleet management functions. If the transfer
24 occurs, all materials submitted to or actions taken by the department of natural

1 resources with respect to the pending matter are considered as having been
2 submitted to or taken by the department.

3 (d) The department shall submit to the cochairpersons of the joint committee
4 on finance for consideration at the 3rd quarterly meeting of the committee under
5 section 13.10 of the statutes in the year 2000 an implementation plan for
6 consolidating the vehicle fleet management functions of the department of
7 transportation and the University of Wisconsin–Madison with the corresponding
8 functions of the department.

9 (e) The plan submitted under paragraph (d) may include provision for any of
10 the following on the effective date specified in the plan:

11 1. Transfer of the assets and liabilities of the department of transportation and
12 the University of Wisconsin–Madison relating to their vehicle fleet management
13 functions to the department.

14 2. Transfer of the tangible personal property, including records, of the
15 department of transportation and the University of Wisconsin–Madison to the
16 department.

17 3. Transfer to the department of any authorized full–time equivalent position
18 of the department of transportation or the board of regents of the University of
19 Wisconsin System relating to vehicle fleet management functions of the department
20 of transportation or the University of Wisconsin–Madison. The plan shall include
21 identification of the numbers, revenue sources and types of any positions to be
22 transferred from the department of transportation or the board of regents of the
23 University of Wisconsin System under the plan.

24 4. Transfer to the department of any incumbent employes holding positions at
25 the department of transportation or the University of Wisconsin–Madison relating

1 to vehicle fleet management functions. Employees transferred under the plan have
2 all the rights and the same status under subchapter V of chapter 111 and chapter 230
3 of the statutes that they enjoyed at the department of transportation or the
4 University of Wisconsin–Madison immediately before the transfer. Notwithstanding
5 section 230.08 (4) of the statutes, no employee so transferred who has attained
6 permanent status in class is required to serve a probationary period.

7 5. Transfer to the department of the contracts entered into by the department
8 of transportation and the board of regents of the University of Wisconsin System
9 relating to the vehicle fleet management functions of the department of
10 transportation and the University of Wisconsin–Madison which are in effect on the
11 effective date of this subdivision. If the transfer occurs, the department shall carry
12 out any obligations under such a contract until modified or rescinded by the
13 department to the extent allowed under the contract.

14 6. Transfer to the department of any rules promulgated or orders issued by the
15 department of transportation or the board of regents of the University of Wisconsin
16 System relating to the vehicle fleet management functions of the department of
17 transportation or the University of Wisconsin–Madison which are in effect on the
18 effective date of the plan. If the transfer occurs, any such rules shall remain in effect
19 until their specified expiration dates or until amended or repealed by the
20 department, and any such orders shall remain in effect until their specified
21 expiration dates or until modified or rescinded by the department.

22 7. Transfer to the department of any matter pending with the department of
23 transportation or the board of regents of the University of Wisconsin System relating
24 to the vehicle fleet management functions of the department of transportation or the
25 University of Wisconsin–Madison. If the transfer occurs, all materials submitted to

1 or actions taken by the department of transportation or the board of regents of the
2 University of Wisconsin System with respect to the pending matter are considered
3 as having been submitted to or taken by the department.

4 (f) The joint committee on finance may approve or modify and approve the plans
5 submitted under paragraphs (b) and (d). If the committee approves a plan, with or
6 without modifications, the department may implement the plan on the effective date
7 of the plan as specified in the plan. If the committee does not approve either plan, the
8 department shall not implement that plan.

9 (g) Notwithstanding section 16.42 of the statutes, the departments of natural
10 resources and transportation and the board of regents of the University of Wisconsin
11 System shall submit information under section 16.42 of the statutes for purposes of
12 the 2001–2003 biennial budget bill reflecting any savings incurred from
13 consolidation of vehicle fleet management functions as the result of implementation
14 of a plan under this subsection.

15 (h) The departments of natural resources and transportation and the board of
16 regents of the University of Wisconsin System shall fully cooperate with the
17 department in implementing any plan approved under paragraph (f).

18 (END)