

2001 Jr2 DRAFTING REQUEST

Senate Amendment (SA-SSA1-AB1)

Received: **03/27/2002**

Received By: **nelsorp1**

Wanted: **Soon**

Identical to LRB:

For: **Senate Democratic Caucus 6-9220**

By/Representing: **Engel**

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

Drafter: **nelsorp1**

May Contact:

Addl. Drafters:

Subject: **Veterans - miscellaneous**

Extra Copies:

Submit via email: **NO**

Pre Topic:

SCC:.....Engel -CN4005

Topic:

Veterans affairs, residency requirements, transportation grants and criteria for county veterans service officers

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>
/1	nelsorp1 03/27/2002	jdye 03/28/2002	pgreensl 03/28/2002	_____	lrb_docadmin 03/29/2002		

FE Sent For:

<END>

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/1	nelsorp1	1 3/28 jld	3 600 P8	3 3/28 Pg1/kjf			

FE Sent For:

<END>

Incorporate the attached corrective language to Department of Veterans Affairs provisions in the 2001-03 biennial budget bill, 2001 Wisconsin Act 16. The language is by request of the Department of Veterans Affairs, and by the County Veteran Service Officer Association.

These are new provisions not included in budget adjustment bill. No Fiscal Effect:

Priority 5

RPN

CN 400
5

The County Veterans Service Officer's Association has asked that the eligibility requirements to become a CVSO, such that they read the same as eligibility for State of Wisconsin Veterans Benefits.

The current language is set forth in Wis. Statutes 45.43(1)(a).

Our Association desires that this language be changed to read:

45.43 County Veterans' Service Officer. (1) ELECTION.

- (a) Except as provided under par. (b), the County Board shall elect a county veterans service officer who shall be a Wisconsin resident who served on active duty, other than active duty for training, under honorable conditions in the U.S. armed forces or in forces incorporated as part of the U.S. armed forces and meets at least one of the conditions listed in s.45.35(5)(a)1.a to d and at least one of the conditions under s.45.35(5)(a)2.a to c.
- (b) Except as provided under par. (c) the county board may appoint assistant county veterans service officers who shall be Wisconsin residents who served on active duty, other than active duty for training, under honorable conditions in the U.S. armed forces or in forces incorporated as part of the U.S. armed forces and who meets at least one of the conditions listed in s.45.35(5)(a) 1.a to d and at least one of the conditions under s.45.35(5)(a) 2.a to c.

The remainder of the statutory language under s.45.43 would remain as it is currently written.

**Budget Reform Act
Amendment
Department of Veterans Affairs**

Title Veterans Affairs – Eligibility

Background / Discussion

Act 16 reduced the residency requirements for eligibility of Wisconsin benefits for veterans from 5 years to 12 consecutive months. One section of the statutes was not amended to reflect this change. Section 45.358(3)(g), which pertain to the eligibility requirements for veterans to be buried in state cemeteries. Currently veterans who did not enter service from Wisconsin, but moved to Wisconsin must be a resident for at least 5 consecutive years to be eligible for burial in state veteran's cemeteries. This would make the residency criteria for veterans who were not residents of Wisconsin when entering service the same for both general eligibility and burial eligibility. This would also simplify the statutes making eligibility the same for all benefits.

Motion: Amend 45.358(3)(g) by striking out "5" and inserting "12", striking out "years" and inserting "months", and by striking out "completing" and inserting "entering or reentering." This would make the residency criteria for veterans who were not residents of Wisconsin when entering service the same for both general eligibility and burial eligibility.

WJK 11/2/02

CN 4005

**Budget Reform Act
Amendment
Department of Veterans Affairs**

Title Veterans Affairs – Transportation Grant

Background / Discussion

Act 16 para 45.43 (7m)(a) allows for grants to be awarded to counties for the transportation of disabled veterans not serviced by the Wisconsin department of Disabled American Veterans. Since the rules of the Wisconsin department of Disabled American Veterans do not require that the veterans transported be disabled, request that the word disabled be stricken from the passage “to develop, maintain and expand transportation services for disabled veterans”. The Department of Veterans Affairs would rather apply the same means test as the Disabled Veterans, of pension eligible to qualify veterans for transportation to VA medical facilities.

This would make the two systems compatible and allow for a veteran to be transported to a location where they might enter either system. By using the services of both systems the veteran can be transported by the most economical means and allow needy veterans to be transported without a VA disability rating.

Motion: Strike the word disabled for the language contained in the phrase “to develop, maintain and expand transportation services for disabled veterans” as part of Act 16 para 45.43 (7m)(a) and sec 9157 (7e).

WJK 11/2/02



State of Wisconsin
2001 - 2002 LEGISLATURE
January 2002 Special Session

LRBb2816/1

RPN:.....

Handwritten signature/initials

SCC:.....Engel – Veterans affairs, residency requirements, transportation grants and criteria for county veterans service officers

FOR 2001-03 BUDGET — NOT READY FOR INTRODUCTION

CAUCUS SENATE AMENDMENT ,

TO SENATE SUBSTITUTE AMENDMENT 1,

TO ASSEMBLY BILL 1

1 At the locations indicated, amend the substitute amendment as follows:

2 1. Page 33, line 2: after that line insert:

3 ~~inserts A and B~~ ^
4 ~~WAWA~~

5 SECTION 100nm. 45.43 (1) (title) of the statutes is amended to read:

6 45.43 (1) (title) ELECTION OR APPOINTMENT

History: 1973 c. 90; 1977 c. 196 s. 130 (2); 1983 a. 27 ss. 947, 2200 (15); 1987 a. 430; 1985 a. 29; 1987 a. 399; 1989 a. 31, 56; 1991 a. 2, 39, 269; 1993 a. 16, 254; 1995 a. 201, 255; 1997 a. 27; 2001 a. 16.

7 SECTION 100nq. 45.43 (1) (a) of the statutes is amended to read:

8 45.43 (1) (a) Except as provided under par. (b), the county board shall elect a
9 county veterans' service officer who shall be a Wisconsin resident who served on

1 active duty, other than active duty for training, under honorable conditions in the
2 U.S. armed forces or in forces incorporated as part of the U.S. armed forces for ~~2~~
3 consecutive years, ~~except service on active duty for training purposes. An individual~~
4 ~~who is discharged for reasons of hardship or a service connected disability or~~
5 ~~released due to a reduction in the U.S. armed forces or for the good of the service prior~~
6 ~~to the completion of the required period of service is eligible for election to the office,~~
7 ~~regardless of the actual time served~~ and who meets at least one of the conditions
8 listed in s. 45.35 (5) (a) 1. a. to d. and at least one of the conditions listed in s. 45.35
9 (5) (a) 2. a. to c. ✓

History: 1973 c. 90; 1977 c. 196 s. 130 (2); 1983 ~~ss. 947, 2200~~ (15); 1983 ~~a. 430~~ ✓; 1985 a. 29; 1987 a. 399; 1989 a. 31, 56; 1991 a. 2, 39, 269; 1993 a. 16, 254; 1995
a. 201, 255; 1997 a. 27; 2001 a. 16. ✓

10 **SECTION 100ns.** 45.43 (1) (am) of the statutes is created to read:

11 45.43 (1) (am) Except as provided under par. (b), ✓
12 assistant county veterans' service officers who shall be Wisconsin residents who
13 served on active duty, other than active duty for training, under honorable conditions
14 in the U.S. armed forces or in forces incorporated as part of the U.S. armed forces and
15 who meet at least one of the conditions listed in s. 45.35 (5) (a) 1. a. to d. ✓ and at least
16 one of the conditions listed in s. 45.35 (5) (a) 2. a. to c. ✓

17 → INSERT B ✓
2. Page 346, line 8: after that line insert: insert C ✓

18 (END)

2001 - 2002 LEGISLATURE
January 2002 Special Session

LRBb2235/1
RPN:kmg:pg

ASSEMBLY AMENDMENT ,
TO ASSEMBLY BILL 1

Insert A

1 At the locations indicated, amend the bill as follows:

2 1. Page 60, line 20: after that line insert:

3 "SECTION 100ⁿ~~g~~. 45.358 (3) (g) of the statutes is amended to read:

4 45.358 (3) (g) A veteran who was discharged or released from active duty in the
5 U.S. armed forces under honorable conditions and who was a resident of the state for
6 at least 5 12 consecutive years months after ~~completing~~ entering or reentering
7 service on active duty. ~~MINN~~ *(ending A)*

8 ~~END~~

ASSEMBLY AMENDMENT,
TO ASSEMBLY BILL 1

*Insert
B*

*Insert
C*

1 At the locations indicated, amend the bill as follows:

2 1. Page 60, line 20: after that line insert:

3 ~~"SECTION 100m~~ 45.43 (7m) (a) of the statutes, as created by 2001 Wisconsin
4 Act 16, is amended to read:

5 45.43 (7m) (a) Annually, from the appropriation under s. 20.485 (2) (s), the
6 department shall award grants to counties that are not served by transportation
7 services provided by the Wisconsin department of Disabled American Veterans to
8 develop, maintain, and expand transportation services for disabled veterans. The
9 grants may be used to support ~~multi-county~~ multicounty cooperative transportation

10 services *(end ins 9)*

plain

11 2. Page 384, line 25: after that line insert:

12 ~~"SECTION 115m~~ 2001 Wisconsin Act 16, section 9157 (7e) is amended to read:

1160P



*Insert C
cont.*

1 [2001 Wisconsin Act 16] Section 9157 (7e) COST-EFFECTIVE TRANSPORTATION
2 SERVICES FOR VETERANS. The department of veterans affairs and the department of
3 administration, jointly, shall determine the most cost-effective methods for
4 providing statewide transportation services to disabled veterans under section 45.43
5 (7m) of the statutes, as created by this act.”

6

(END)



State of Wisconsin
2001 - 2002 LEGISLATURE
January 2002 Special Session

LRBb2816/1
RPN:jld:pg

SCC:.....Engel - CN4005 Veterans affairs, residency requirements,
transportation grants and criteria for county veterans service
officers

FOR 2001-03 BUDGET — NOT READY FOR INTRODUCTION
CAUCUS SENATE AMENDMENT ,
TO SENATE SUBSTITUTE AMENDMENT 1,
TO ASSEMBLY BILL 1

1 At the locations indicated, amend the substitute amendment as follows:

2 1. Page 33, line 2: after that line insert:

3 "SECTION 100ng. 45.358 (3) (g) of the statutes is amended to read:

4 45.358 (3) (g) A veteran who was discharged or released from active duty in the
5 U.S. armed forces under honorable conditions and who was a resident of the state for
6 at least ~~5~~ 12 consecutive ~~years~~ months after ~~completing~~ entering or reentering
7 service on active duty.

8 SECTION 100nm. 45.43 (1) (title) of the statutes is amended to read:

9 45.43 (1) (title) ELECTION OR APPOINTMENT.

1 **SECTION 100nq.** 45.43 (1) (a) of the statutes is amended to read:

2 45.43 (1) (a) Except as provided under par. (b), the county board shall elect a
3 county veterans' service officer who shall be a Wisconsin resident who served on
4 active duty, other than active duty for training, under honorable conditions in the
5 U.S. armed forces or in forces incorporated as part of the U.S. armed forces for ~~2~~
6 consecutive years, ~~except service on active duty for training purposes. An individual~~
7 ~~who is discharged for reasons of hardship or a service-connected disability or~~
8 ~~released due to a reduction in the U.S. armed forces or for the good of the service prior~~
9 ~~to the completion of the required period of service is eligible for election to the office,~~
10 ~~regardless of the actual time served~~ and who meets at least one of the conditions
11 listed in s. 45.35 (5) (a) 1. a. to d. and at least one of the conditions listed in s. 45.35
12 (5) (a) 2. a. to c.

13 **SECTION 100ns.** 45.43 (1) (am) of the statutes is created to read:

14 45.43 (1) (am) Except as provided under par. (b), the county board may appoint
15 assistant county veterans' service officers who shall be Wisconsin residents who
16 served on active duty, other than active duty for training, under honorable conditions
17 in the U.S. armed forces or in forces incorporated as part of the U.S. armed forces and
18 who meet at least one of the conditions listed in s. 45.35 (5) (a) 1. a. to d. and at least
19 one of the conditions listed in s. 45.35 (5) (a) 2. a. to c.

20 **SECTION 100nv.** 45.43 (7m) (a) of the statutes, as created by 2001 Wisconsin Act
21 16, is amended to read:

22 45.43 (7m) (a) Annually, from the appropriation under s. 20.485 (2) (s), the
23 department shall award grants to counties that are not served by transportation
24 services provided by the Wisconsin department of Disabled American Veterans to
25 develop, maintain, and expand transportation services for disabled veterans. The

1 grants may be used to support ~~multi-county~~ multicounty cooperative transportation
2 services.

3 **2.** Page 346, line 8: after that line insert:

4 “SECTION 1160p. 2001 Wisconsin Act 16, section 9157 (7e) is amended to read:

5 [2001 Wisconsin Act 16] Section 9157 (7e) COST-EFFECTIVE TRANSPORTATION

6 SERVICES FOR VETERANS. The department of veterans affairs and the department of

7 administration, jointly, shall determine the most cost-effective methods for

8 providing statewide transportation services to disabled veterans under section 45.43

9 (7m) of the statutes, as created by this act.”

10

(END)