



State of Wisconsin
2001 - 2002 LEGISLATURE

LRB-0515/3

GMM:kmg:ijs

3
NR

Private

See

DOA:.....Jablonsky – Adolescent pregnancy prevention changes

FOR 2001-03 BUDGET — NOT READY FOR INTRODUCTION

1

DON'T GEN. CAT.
AN ACT relating to: the budget.

Analysis by the Legislative Reference Bureau

HEALTH AND HUMAN SERVICES

OTHER HEALTH AND HUMAN SERVICES

Under current law, the adolescent pregnancy prevention and pregnancy services board (APPPS board), which is attached to DHFS for administrative purposes, is required to award grants to organizations that provide pregnancy prevention programs or pregnancy services to persons under 18 years of age. An organization that receives a grant from the APPPS board must provide matching funds equal to 20% of the grant amount awarded, but may not use any moneys received from the state government toward meeting that matching funds requirement. This bill prohibits an organization that receives a grant from the APPPS board from using moneys received from the federal, as well as the state, government toward meeting the matching funds requirement under the grant. The bill also transfers the APPPS board from DHFS to DOA for administrative purposes. Finally, the bill creates a program revenue appropriation, consisting of all moneys received relating to conferences conducted by the APPPS board, for payment of the costs of conducting those conferences.

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.** 15.195 (5) of the statutes is renumbered 15.105 (11) and amended
2 to read:

3 **15.105 (11) ADOLESCENT PREGNANCY PREVENTION AND PREGNANCY SERVICES BOARD.**

4 There is created an adolescent pregnancy prevention and pregnancy services board
5 which is attached to the department of ~~health and family services~~ administration
6 under s. 15.03. The board shall consist of 13 members. Notwithstanding s. 15.07 (2)
7 (intro.), one member shall be the executive director of the women's council under s.
8 16.01, who shall be a nonvoting member and shall serve permanently as chairperson
9 of the board. Six members shall be state employees who are appointed for
10 membership by the women's council and shall be nonvoting members. The
11 remaining 6 members shall be appointed for 3-year terms, shall represent an equal
12 balance of points of view on pregnancy prevention and pregnancy services and shall
13 be persons who are nominated for membership by statewide organizations that
14 together represent an equal balance of points of view on pregnancy prevention and
15 pregnancy services.

16 **SECTION 2.** 20.434 (1) (a) of the statutes is amended to read:

17 **20.434 (1) (a) *General program operations.*** The amounts in the schedule for
18 the general program operations of the adolescent pregnancy prevention and
19 pregnancy services board under s. 46.93 (3) and ~~1995 Wisconsin Act 27, section 9102~~
20 ~~(1z)~~.

21 **SECTION 3.** 20.434 (1) (g) of the statutes is created to read:

1 20.434 (1) (g) *Adolescent pregnancy prevention and intervention conference*. All
2 moneys received from gifts, donations, grants, bequests, and devises relating to
3 conferences conducted by the board and all proceeds from those conferences, for
4 payment of the costs of conducting those conferences.

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

5 **SECTION 4.** 20.505 (4) (gm) of the statutes is amended to read:

6 20.505 (4) (gm) *Gifts and grants*. All moneys received from gifts, grants, or
7 bequests by any division, commission, board, or council, other than the adolescent
8 pregnancy prevention and pregnancy services board and the women's council,
9 attached to the department of administration, to be used for the purposes for which
10 made and received.

11 **SECTION 5.** 20.505 (4) (h) of the statutes is amended to read:

12 20.505 (4) (h) *Program services*. The amounts in the schedule to carry out the
13 responsibilities of divisions, boards, and commissions attached to the department of
14 administration, other than the board on aging and long-term care, the adolescent
15 pregnancy prevention and pregnancy services board, and the public records board.
16 All moneys received from fees which are authorized by law or administrative rule to
17 be collected by any division, board, or commission attached to the department, other
18 than the board on aging and long-term care, the adolescent pregnancy prevention
19 and pregnancy services board, and the public records board, shall be credited to this
20 appropriation account and used to carry out the purposes for which collected.

21 **SECTION 6.** 46.93 (1m) (b) of the statutes is amended to read:

22 46.93 (1m) (b) "Board" means the adolescent pregnancy prevention and
23 pregnancy services board under s. 15.195 (5).

1 **SECTION 7.** 46.93 (2) (intro.) of the statutes is amended to read:

2 46.93 (2) ~~PURPOSE; ALLOCATION.~~ (intro.) ~~From the appropriation~~ appropriations
3 under s. 20.434 (1) (b) and (ky), the board shall award not more than \$439,300 in each
4 fiscal year for grants to organizations to provide adolescent pregnancy prevention
5 programs or pregnancy services that include health care, education, counseling, and
6 vocational training. Types of services and programs that are eligible for grants
7 include all of the following:

8 **SECTION 8.** 46.93 (2m) (a) of the statutes is amended to read:

9 46.93 (2m) (a) Each organization that receives a grant under this section shall
10 provide matching funds equal to 20% of the grant amount awarded. The match may
11 be in the form of money or in-kind services or both, but any moneys used by an
12 organization toward a match may not include moneys received from the state or
13 federal government.

14 **SECTION 9.** 46.93 (3) of the statutes is amended to read:

15 46.93 (3) **STAFF AND SALARIES.** The salaries of the board staff and all actual and
16 necessary operating expenses of the board shall be paid from the ~~appropriation~~
17 appropriations under s. 20.434 (1) (a) and (kp).

18 **SECTION 9123. Nonstatutory provisions; health and family services.**

19 (1) **ADOLESCENT PREGNANCY PREVENTION AND PREGNANCY SERVICES BOARD.**

20 (a) *Assets and liabilities.* On the effective date of this paragraph, the assets and
21 liabilities of the department of health and family services that are primarily related
22 to the functions of the adolescent pregnancy prevention and pregnancy services
23 board, as determined by the secretary of administration, shall become the assets and
24 liabilities of the department of administration.

1 ~~(b) *Positions and employees.* On the effective date of this paragraph, all~~
2 ~~positions in the department of health and family services that are primarily related~~
3 ~~to the functions of the adolescent pregnancy prevention and pregnancy services~~
4 ~~board, as determined by the secretary of administration, and the incumbent~~
5 ~~employees holding those positions, are transferred to the department of~~
6 ~~administration.~~

7 ~~(c) *Employee status.* Employees transferred under paragraph (b) have all of the~~
8 ~~rights and the same status under subchapter V of chapter 111 and chapter 230 of the~~
9 ~~statutes in the department of administration that they enjoyed in the department~~
10 ~~of health and family services immediately before the transfer. Notwithstanding~~
11 ~~section 230.28 (4) of the statutes, no employee so transferred who has attained~~
12 ~~permanent status in class is required to serve a probationary period.~~

13 ~~(3) (b) (d) *Tangible personal property.* On the effective date of this paragraph, all~~
14 ~~tangible personal property, including records, of the department of health and family~~
15 ~~services that is primarily related to the functions of the adolescent pregnancy~~
16 ~~prevention and pregnancy services board, as determined by the secretary of~~
17 ~~administration, is transferred to the department of administration.~~

18 ~~(e) *Contracts.* All contracts entered into by the department of health and family~~
19 ~~services in effect on the effective date of this paragraph that are primarily related~~
20 ~~to the functions of the adolescent pregnancy prevention and pregnancy services~~
21 ~~board, as determined by the secretary of administration, remain in effect and are~~
22 ~~transferred to the department of administration. The department of administration~~
23 ~~shall carry out any obligations under such a contract until the contract is modified~~

1 ~~or rescinded by the department of administration to the extent allowed under the~~
2 ~~contract.~~

3 (END)

DMste

Sue:

Based on your reassurances that the employees of the APPS board are employed by the APPS board and not by DIFS and that DIFS does not enter into contracts on behalf of the APPS board, this redraft removes the employee and contract transfer provisions from the ~~late~~ draft

GMM

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-0515/3dn
GMM:kmg:jf

January 10, 2001

Sue:

Based on your reassurances that the employees of the APPS board are employed by the APPS board and not by DHFS and that DHFS does not enter into contracts on behalf of the APPS board, this redraft removes the employee and contract transfer provisions from the draft.

Gordon M. Malaise
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State of Wisconsin
2001 - 2002 LEGISLATURE

DMT

LRB-0515/4
GMM:kmg:jf DMR

DOA:.....Jablonsky - Adolescent pregnancy prevention changes

FOR 2001-03 BUDGET — NOT READY FOR INTRODUCTION

1

*DON'T
GEN. CAT.*
AN ACT relating to: the budget.

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HEALTH AND HUMAN SERVICES

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7 (intro.), one member shall be the executive director of the women's council under s.
8 16.01, who shall be a nonvoting member and shall serve permanently as chairperson
9 of the board. Six members shall be state employees who are appointed for
10 membership by the women's council and shall be nonvoting members. The
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17 **20.434 (1) (a) General program operations.** The amounts in the schedule for
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19 pregnancy services board under s. 46.93 (3) and ~~1995 Wisconsin Act 27, section 9102~~
20 ~~(1z)~~.

21 **SECTION 3.** 20.434 (1) (g) of the statutes is created to read:

1 20.434 (1) (g) *Adolescent pregnancy prevention and intervention conference*. All
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11 **SECTION 5.** 20.505 (4) (h) of the statutes is amended to read:

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22 46.93 (1m) (b) "Board" means the adolescent pregnancy prevention and
23 pregnancy services board ~~under s. 15.195 (5).~~

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2 46.93 (2) **PURPOSE; ALLOCATION.** (intro.) From the ~~appropriation~~ appropriations
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22 to the functions of the adolescent pregnancy prevention and pregnancy services
23 board, as determined by the secretary of administration, shall become the assets and
24 liabilities of the department of administration.

1 (b) *Tangible personal property.* On the effective date of this paragraph, all
2 tangible personal property, including records, of the department of health and family
3 services that is primarily related to the functions of the adolescent pregnancy
4 prevention and pregnancy services board, as determined by the secretary of
5 administration, is transferred to the department of administration.

6

(END)

Sue Jablonski and Cynthia Dombrowski.
D-Note

This draft reconciles LRB-0515/3 and LRB-1552/3.
Both LRB-0515 and LRB-1552 should continue to
appear in the compiled bill.

GMM

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-0515/4dn
GMM:king:kjf

February 7, 2001

Sue Jablonski and Cynthia Dombrowski:

This draft reconciles LRB-0515/3 and LRB-1552/3. Both LRB-0515 and LRB-1552 should continue to appear in the compiled bill.

Gordon M. Malaise
Senior Legislative Attorney
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State of Wisconsin
2001 - 2002 LEGISLATURE

Du-te

LRB-0515/45
GMM:kmg:kjf *(S)* *(RNR)*

DOA:.....Jablonsky - Adolescent pregnancy prevention changes

FOR 2001-03 BUDGET — NOT READY FOR INTRODUCTION

1 *DON'T GEN. CAT.*
AN ACT relating to: the budget.

Analysis by the Legislative Reference Bureau

HEALTH AND HUMAN SERVICES

OTHER HEALTH AND HUMAN SERVICES

Under current law, the adolescent pregnancy prevention and pregnancy services board (APPPS board), which is attached to DHFS for administrative purposes, is required to award grants to organizations that provide pregnancy prevention programs or pregnancy services to persons under 18 years of age. An organization that receives a grant from the APPPS board must provide matching funds equal to 20% of the grant amount awarded, but may not use any moneys received from the state government toward meeting that matching funds requirement. This bill prohibits an organization that receives a grant from the APPPS board from using moneys received from the federal, as well as the state, government toward meeting the matching funds requirement under the grant. The bill also transfers the APPPS board from DHFS to DOA for administrative purposes. Finally, the bill creates a program revenue appropriation, consisting of all moneys received relating to conferences conducted by the APPPS board, for payment of the costs of conducting those conferences.

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2 to read:

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5 which is attached to the department of ~~health and family services~~ administration
6 under s. 15.03. The board shall consist of 13 members. Notwithstanding s. 15.07 (2)
7 (intro.), one member shall be the executive director of the women's council under s.
8 16.01, who shall be a nonvoting member and shall serve permanently as chairperson
9 of the board. Six members shall be state employees who are appointed for
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11 remaining 6 members shall be appointed for 3-year terms, shall represent an equal
12 balance of points of view on pregnancy prevention and pregnancy services and shall
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16 **SECTION 2.** 20.434 (1) (a) of the statutes is amended to read:

17 **20.434 (1) (a) General program operations.** The amounts in the schedule for
18 the general program operations of the adolescent pregnancy prevention and
19 pregnancy services board under s. 46.93 (3) and ~~1995 Wisconsin Act 27, section 9102~~
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8 **SECTION 5.** 46.93 (2) (intro.) of the statutes is amended to read:

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12 programs or pregnancy services that include health care, education, counseling, and
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18 be in the form of money or in-kind services or both, but any moneys used by an
19 organization toward a match may not include moneys received from the state or
20 federal government.

21 **SECTION 7.** 46.93 (3) of the statutes is amended to read:

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-0515/5dn
GMM:kmg:jf

February 12, 2001

Sue:

This redraft simply deletes "donations" and "devices" from s. 20.434 (1) (g), as created by the draft, leaving "gifts, grants, and bequests." A "donation" is the same thing as a "gift," and a "devise" is included in the definition of "bequest" in s. 990.01 (4).

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State of Wisconsin
2001 - 2002 LEGISLATURE

LRB-0515/5
GMM:kmg:jf

D. No. 1

DOA:.....Jablonsky - Adolescent pregnancy prevention changes

FOR 2001-03 BUDGET — NOT READY FOR INTRODUCTION

1 AN ACT ^{DON'T} ^{GEM. CAT.}; relating to: the budget.

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Insert
3-5

Insert 3-5 ✓

Section #. 20.434 (1) (kp) of the statutes is amended to read:

From all

20.434 (1) (kp) *Interagency and intra-agency programs.* ~~All~~ moneys received from other state agencies for the administration of the adolescent pregnancy prevention programs and pregnancy services under s. 46.93, for that purpose.

History: 1985 a. 56; 1991 a. 89; 1993 a. 16; 1995 a. 27; 1999 a. 9, 32.

the amounts in the schedule

(ed of insert)

D-Note

Sue:

I went ahead and corrected s. 20.434 (1) (kp) to make that appropriation an annual, rather than a continuing, appropriation in conformity with the schedule.

GMM

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

LRB-0515/6dn
GMM:kmg:pg

February 13, 2001

Sue:

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Gordon M. Malaise
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State of Wisconsin
2001 - 2002 LEGISLATURE

LRB-0515/6
GMM:kmg:pg

DOA:.....Jablonsky - Adolescent pregnancy prevention changes

FOR 2001-03 BUDGET — NOT READY FOR INTRODUCTION

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19 pregnancy services board under s. 46.93 (3) and ~~1995 Wisconsin Act 27, section 9102~~
20 (1z).

21 **SECTION 3.** 20.434 (1) (g) of the statutes is created to read:

1 20.434 (1) (g) *Adolescent pregnancy prevention and intervention conference*. All
2 moneys received from gifts, grants, and bequests relating to conferences conducted
3 by the board and all proceeds from those conferences, for payment of the costs of
4 conducting those conferences.

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

5 **SECTION 4.** 20.434 (1) (kp) of the statutes is amended to read:

6 20.434 (1) (kp) *Interagency and intra-agency programs*. ~~All~~ From all moneys
7 received from other state agencies for the administration of the adolescent
8 pregnancy prevention programs and pregnancy services under s. 46.93, the amounts
9 in the schedule for that purpose.

10 **SECTION 5.** 46.93 (1m) (b) of the statutes is amended to read:

11 46.93 (1m) (b) "Board" means the adolescent pregnancy prevention and
12 pregnancy services board ~~under s. 15.195 (5)~~.

13 **SECTION 6.** 46.93 (2) (intro.) of the statutes is amended to read:

14 46.93 (2) **PURPOSE; ALLOCATION.** (intro.) ~~From the appropriation~~ appropriations
15 under s. 20.434 (1) (b) and (ky), the board shall award not more than \$439,300 in each
16 fiscal year for grants to organizations to provide adolescent pregnancy prevention
17 programs or pregnancy services that include health care, education, counseling, and
18 vocational training. Types of services and programs that are eligible for grants
19 include all of the following:

20 **SECTION 7.** 46.93 (2m) (a) of the statutes is amended to read:

21 46.93 (2m) (a) Each organization that receives a grant under this section shall
22 provide matching funds equal to 20% of the grant amount awarded. The match may
23 be in the form of money or in-kind services or both, but any moneys used by an

1 organization toward a match may not include moneys received from the state or
2 federal government.

3 **SECTION 8.** 46.93 (3) of the statutes is amended to read:

4 46.93 (3) **STAFF AND SALARIES.** The salaries of the board staff and all actual and
5 necessary operating expenses of the board shall be paid from the ~~appropriation~~
6 appropriations under s. 20.434 (1) (a) and (kp).

7 **SECTION 9123. Nonstatutory provisions; health and family services.**

8 (1) **ADOLESCENT PREGNANCY PREVENTION AND PREGNANCY SERVICES BOARD.**

9 (a) *Assets and liabilities.* On the effective date of this paragraph, the assets and
10 liabilities of the department of health and family services that are primarily related
11 to the functions of the adolescent pregnancy prevention and pregnancy services
12 board, as determined by the secretary of administration, shall become the assets and
13 liabilities of the department of administration.

14 (b) *Tangible personal property.* On the effective date of this paragraph, all
15 tangible personal property, including records, of the department of health and family
16 services that is primarily related to the functions of the adolescent pregnancy
17 prevention and pregnancy services board, as determined by the secretary of
18 administration, is transferred to the department of administration.

19 (END)