

2001 DRAFTING REQUEST

Bill

Received: **01/15/2001**

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:

Pre Topic:

DOA:.....Caucutt -

Topic:

State-local partnership

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 01/15/2001	wjackson 01/15/2001		_____			State
/1			rschluet 01/16/2001	_____	gretskl 01/16/2001		State
/2	kuesejt 01/22/2001	jdyer 01/23/2001	kfollet 01/23/2001	_____	lrb_docadmin 01/23/2001		State
/3	kuesejt 02/09/2001	gilfokm 02/09/2001	pgreensl 02/09/2001	_____	lrb_docadmin 02/09/2001		

FE Sent For:

<END>

DNOR

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13 kuesejt
FE Sent For: 2/9/3 - 2/19/01

2/9
2/9

<END>

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/1	1/2 kuesejt 1/22	1/2 1/23 jtd	rschluet 01/16/2001	_____	gretskl 01/16/2001		
			kif 1/23	lgp/hmh <END> 1/23			

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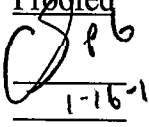
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1/1	kuesejt 1/15	1/1 WJ 1/15	 1-16-01	 1-16-01			

FE Sent For:

<END>

Miller, Steve

From: Caucutt, Dan
Sent: Wednesday, January 10, 2001 5:06 PM
To: Miller, Steve
Cc: Dombrowski, Cynthia; Ziegler, Paul; Currier, Dawn
Subject: FW: Office of State-Local Partnerships in DOA

Mr. Miller . . . I don't think a new, formal statutory office is necessary in DOA. However, adding a short Chapter 16 responsibility to foment such partnerships would do the trick

-----Original Message-----

From: Ziegler, Paul
Sent: Monday, January 08, 2001 4:46 PM
To: Caucutt, Dan
Cc: Dombrowski, Cynthia; Koskinen, John; Chandler, Rick
Subject: Office of State-Local Partnerships in DOA

Dan --

As I mentioned earlier, the Governor also decided on Friday to include in the budget the Kettl Commission recommendation to create an office for state-local partnerships in DOA. George wants this headed by an appointed position (from reallocating a position rather than creating a new one). George wants this in Brian Schimming's division.

Rick, John and I concurred this afternoon on this means to implement the Governor's decision.

Attached is the relevant excerpt from the commission report.

Thank you.



Excerpt vB2 clear
communicatio...

Excerpt from Kettl Commission Report Version B2:

Page 15:

In addition, local officials have told the Commission that it is often difficult to deal with the state government because its different agencies speak with different voices. They have also told the Commission that state administrators too often fall back on arbitrary interpretations of rules in ways that restrict local flexibility, and that their calls for a partnership-driven approach in resolving these issues too often fall on deaf ears. The now-abolished Department of Local Affairs and Development once managed these issues. The Commission does not believe that a new cabinet-level office should be created to improve the state-local partnership. However, it does believe that

- 1. A new office for state-local partnerships should be created within the Wisconsin Department of Administration. These offices should have responsibility for coordinating the approaches and policies of different state offices to ensure that the state speaks with a single, clear, and supportive voice to local governments. These offices should also serve a dispute-resolution role in mediating disagreements between local governments and state agencies.**

2001

Date (time) needed

SOON

LRB-2059,1

DOA BUDGET DRAFT

JTK : WLJ :

Use the appropriate components and routines developed for bills.

>>FOR 2001-03 BUDGET — NOT READY FOR INTRODUCTION<<

AN ACT... [DO NOT generate catalog]; relating to: the budget, ^{coordination,} ~~the budget,~~ ^{coordination} of state ^{policies} in relation to local governments and mediation of disputes between the state and local governments.

Analysis by the Legislative Reference Bureau

If titles are needed in the analysis, in the component bar:

For the main heading, execute: create → anal: → title: → head

For the subheading, execute: create → anal: → title: → sub

For the sub-subheading, execute: create → anal: → title: → sub-sub

For the analysis text, in the component bar:

For the text paragraph, execute: create → anal: → text

INSERT A

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

SECTION # INSERT B

2001-2002 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-2059/lins
JTK.....

INSERT B

SECTION 1. 16.07¹ of the statutes is created to read:

16.07 State and local governmental policy coordination; mediation. (1)

In this section:

(a) "Agency" has the meaning given in s. 16.70 (1).¹

(b) "Local governmental unit" has the meaning given in s. 16.97 (7).¹

(2) The department shall, to the extent possible, coordinate state policies governing the relationship between the state and local governmental units^g and shall attempt to make those policies as uniform as practicable.

(3) Upon request of any local governmental unit, the department shall attempt to mediate a dispute between that unit and an agency.

(END)

2001-2002 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-2059/1ins2
JTK.....

INSERT A

STATE GOVERNMENT ✓

OTHER STATE GOVERNMENT ✓

This bill directs that DOA, to the extent possible, coordinate state policies governing the relationship between the state and local governments in this state and attempt to make those policies as uniform as practicable. The bill also requires DOA, upon request of a local government, to attempt to mediate a dispute between that local government and a state agency.

Currently, DOA has no such responsibility.

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

Kuesel, Jeffery

From: Caucutt, Dan
Sent: Monday, January 22, 2001 9:28 AM
To: Kuesel, Jeffery
Cc: Dombrowski, Cynthia
Subject: FW: Office of State-Local Partnerships in DOA

Mr K. Your **bold** suggestion looks fine . . .

-----Original Message-----

From: Schimming, Brian
Sent: Monday, January 22, 2001 9:26 AM
To: McMahon, Paul; Caucutt, Dan
Subject: RE: Office of State-Local Partnerships in DOA

Language below is fine. I told Jeff I wanted to avoid specific language that would draw us into things that one position could not handle.

-----Original Message-----

From: McMahon, Paul
Sent: Friday, January 19, 2001 3:15 PM
To: Caucutt, Dan
Cc: Schimming, Brian
Subject: RE: Office of State-Local Partnerships in DOA

have a call in to Brian. I think the Jeff Kuesel suggested language is pretty low risk. What do you think Brian? (see **bold**, below)

-----Original Message-----

From: Caucutt, Dan
Sent: Friday, January 19, 2001 1:35 PM
To: McMahon, Paul
Subject: FW: Office of State-Local Partnerships in DOA

can we get closure on changes needed?

-----Original Message-----

From: Smith, Jeffrey
Sent: Friday, January 19, 2001 9:29 AM
To: Caucutt, Dan; Schimming, Brian
Subject: RE: Office of State-Local Partnerships in DOA

That works for me. I think Brian might want the whole mediation stuff tossed. His call. Thanks much.

-----Original Message-----

From: Caucutt, Dan
Sent: Thursday, January 18, 2001 4:58 PM
To: Smith, Jeffrey; Schimming, Brian
Subject: FW: Office of State-Local Partnerships in DOA

Does this work?

-----Original Message-----

From: Kuesel, Jeffery
Sent: Thursday, January 18, 2001 4:40 PM
To: Caucutt, Dan
Cc: Dombrowski, Cynthia
Subject: FW: Office of State-Local Partnerships in DOA

Dan,

I can take care of the declassification, but I think we need something a little more specific than "mediation of disputes" because this would overlap the responsibilities of other agencies. **How about if we permitted, rather than required, DOA to mediate state-local governmental disputes, to the extent feasible, without specifically inviting requests for mediation?**

-----Original Message-----

From: Caucutt, Dan
Sent: Thursday, January 18, 2001 3:16 PM
To: Kuesel, Jeffery
Cc: McMahon, Paul; Smith, Jeffrey; Dombrowski, Cynthia
Subject: FW: Office of State-Local Partnerships in DOA

Jeff: To my surprise, I find that I neglected to request that the individual leading this effort be in a new unclassified, appointed by the DOA secretary. The actual FTE used for the unclassified position itself will be reallocated from within DOA in the budget. To the draft itself (2059/1) could we delete (3) and instead insert "mediation of disputes" into (2) as something else DOA will do (to the extent possible)? There is fear that (3) as written could open floodgates for local government requests.

Thank you.

-----Original Message-----

From: Caucutt, Dan
Sent: Wednesday, January 10, 2001 5:06 PM
To: Miller, Steve
Cc: Dombrowski, Cynthia; Ziegler, Paul; Currier, Dawn
Subject: FW: Office of State-Local Partnerships in DOA

Mr. Miller . . . I don't think a new, formal statutory office is necessary in DOA. However, adding a short Chapter 16 responsibility to foment such partnerships would do the trick

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Dan --

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Rick, John and I concurred this afternoon on this means to implement the Governor's decision.

Attached is the relevant excerpt from the commission report.

Thank you.

<< File: Excerpt vB2 clear communication to local govt.doc >>



State of Wisconsin
2001 - 2002 LEGISLATURE

LRB-2059/12

JTK:wj:rs

+jld

wanted soon

DOA:.....Caucutt - State-local partnership

FOR 2001-03 BUDGET - NOT READY FOR INTRODUCTION

1 ^{Do not gen} AN ACT ...; relating to: coordination of state policies in relation to local
 2 governments and mediation of disputes between the state and local
 3 governments.

Analysis by the Legislative Reference Bureau

STATE GOVERNMENT

OTHER STATE GOVERNMENT

This bill directs that DOA, to the extent possible, coordinate state policies governing the relationship between the state and local governments in this state and attempt to make those policies as uniform as practicable. The bill also requires DOA, upon request of a local government, to attempt to mediate ~~any~~ disputes between ~~that~~ local governments and ~~a~~ state agency. *permits agencies to the extent feasible NO 4*

~~Currently, DOA has no such responsibility.~~

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:

SECTION 1. 16.07 of the statutes is created to read:

To carry out these functions, the bill directs DOA to appoint a state/local government coordinator outside the classified service.

1 **16.07 State and local governmental policy coordination; mediation. (1)**

2 In this section:

3 (a) "Agency" has the meaning given in s. 16.70 (1).

4 (b) "Local governmental unit" has the meaning given in s. 16.97 (7).

5 (2) The department shall, to the extent possible, coordinate state policies
6 governing the relationship between the state and local governmental units and shall
7 attempt to make those policies as uniform as practicable.

8 (3) Upon request of any local governmental unit, the department ^{may} attempt
9 to mediate ~~dispute~~ ^{local governmental units and agencies} between that unit and an agency.

10

(END)

PRS 4-10

*to the extent feasible.
(4) The secretary shall appoint a state-local government coordinator outside the classified service to carry out the department's responsibilities under this section.*

2001-2002 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-2059/2ins
JTK.....

INSERT 2-10:

SECTION 1. 20.923 (6) (aj) [✓] of the statutes is created to read:

20.923 (6) (aj) Administration, department of: [✓] state-local government
coordinator.

SECTION 2. 230.08 (2) (ya) [✓] of the statutes is created to read:

230.08 (2) (ya) The state-local government [✓] coordinator in the department of
administration. [✓]



[DNOTE]
State of Wisconsin
2001 - 2002 LEGISLATURE

LRB-2059/2 3
JTK:wlj&jld:kjf

Wanted Fri 2/5

King

DOA:.....Caucutt - State-local partnership

FOR 2001-03 BUDGET — NOT READY FOR INTRODUCTION

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2 governments and mediation of disputes between the state and local
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This bill directs that DOA, to the extent possible, coordinate state policies governing the relationship between the state and local governments in this state and attempt to make those policies as uniform as practicable. The bill also permits DOA, to attempt to mediate disputes between local governments and state agencies to the extent feasible. Currently, DOA has no such responsibility.

To carry out these functions, the bill directs DOA to appoint a state-local government coordinator outside the classified service.

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

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3 (1) In this section:

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6 (2) The department shall, to the extent possible, coordinate state policies

7 governing the relationship between the state and local governmental units and shall

8 attempt to make those policies as uniform as practicable.

9 (3) The department may attempt to mediate disputes between local
10 governmental units and agencies to the extent feasible.

11 (4) The secretary shall appoint a state-local government coordinator outside
12 the classified service to carry out the department's responsibilities under this
13 section.

14 SECTION 2. 20.923 (6) (aj) of the statutes is created to read:

15 20.923 (6) (aj) Administration, department of: state-local government
16 coordinator.

17 SECTION 3. 230.08 (2) (ya) of the statutes is created to read:

18 230.08 (2) (ya) The state-local government coordinator in the department of
19 administration.

20 (END)

Note: reconcile

Move

22.01
NOTE: This is reconciled s. 16.07(a)(b). This section has been affected by drafts with the following LRB numbers: LRB-1857/4 and LRB-2059/2.

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-2059/3dn

JTK...
mg

Dan Caucutt:

This draft reconciles LRB-1857/4 and LRB-2059/2. Both LRB-1857 and LRB-2059 should continue to appear in the compiled bill.

Jeffery T. Kuesel
Managing Attorney
Phone: (608) 266-6778

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

LRB-2059/3dn
JTK:kmg:pg

February 9, 2001

Dan Caucutt:

This draft reconciles LRB-1857/4 and LRB-2059/2. Both LRB-1857 and LRB-2059 should continue to appear in the compiled bill.

Jeffery T. Kuesel
Managing Attorney
Phone: (608) 266-6778



State of Wisconsin
2001 - 2002 LEGISLATURE

LRB-2059/3

JTK:wlj&jld&kmg:pg

DOA:.....Caucutt – State–local partnership

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