

2001 DRAFTING REQUEST

Senate Amendment (SA-SSA1-SB55)

Received: 07/17/2001

Received By: isagerro

Wanted: As time permits

Identical to LRB:

For: Legislative Fiscal Bureau

By/Representing: Megna

This file may be shown to any legislator: NO

Drafter: isagerro

May Contact:

Addl. Drafters:

Subject: Veterans - Wisconsin home

Extra Copies:

Submit via email: NO

Requester's email:

Pre Topic:

LFB:.....Megna -

Topic:

Additional commandant position for veterans affairs

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>
/?	isagerro 07/17/2001	wjackson 07/17/2001					
/1			jfrantze 07/17/2001		lrb_docadmin 07/17/2001		

FE Sent For:

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1?	isagerro	1 WJ 7/17	6 7/17	Self 7/17			

FE Sent For:

<END>

*Richard Megna.

-add'l commandant for WI Vets Home @
King not the Southern Center

RM not run

LFB
ARC:..... ^{Magna} ~~Lesser~~ - ~~AM 581~~ Additional commandant position for veterans affairs

FOR 2001-03 BUDGET — NOT READY FOR INTRODUCTION

~~CAUCUS ASSEMBLY~~ ^{Senate} AMENDMENT
TO ~~ASSEMBLY~~ ^{Senate} SUBSTITUTE AMENDMENT 1,
TO 2001 SENATE BILL 55

- 1 At the locations indicated, amend the substitute amendment as follows:
- 2 **1.** Page 381, line 21: after that line insert:
- 3 “SECTION 783t. 20.485 (1) (gk) of the statutes is amended to read:
- 4 20.485 (1) (gk) *Institutional operations.* The amounts in the schedule for the
- 5 care of the Wisconsin Veterans Home at King, the Southern Wisconsin Veterans
- 6 Retirement Center, and veterans facilities. All moneys received under par. (m) and
- 7 s. 45.37 (9) (d) and (9d) shall be credited to this appropriation.”.
- 8 **2.** Page 552, line 6: after that line insert:
- 9 “SECTION 1461x. 45.365 (1) (am) of the statutes is amended to read:

1 45.365 (1) (am) The department shall operate the home, and employ a
2 commandant and the officers, nurses, attendants, and other personnel necessary for
3 the proper conduct of the home. The department may employ a commandant for the
4 southeastern facility. In compliance with the compensation plan established
5 pursuant to s. 230.12 (3), ~~the~~ a commandant may recommend to the director of
6 personnel charges for meals, living quarters, laundry, and other services furnished
7 to employees and members of the employees' family maintained at the home and the
8 southeastern facility. Complete personal maintenance and medical care to include
9 programs and facilities that promote comfort, recreation, well-being, or
10 rehabilitation shall be furnished to all members of the home under the policy of the
11 department.

12 **SECTION 1461xf.** 45.365 (3) of the statutes is amended to read:

13 45.365 (3) The A commandant and employees designated by the commandant
14 may summarily arrest all persons within or upon the grounds of the home or
15 southeastern facility who are guilty of any offense against the laws of this state or
16 the rules and regulations governing the home or southeastern facility. For this
17 purpose ~~the,~~ a commandant and deputies have the power of constables.”.

18 **3.** Page 552, line 22: after that line insert:

19 **“SECTION 1464g.** 45.37 (10) (a) of the statutes is amended to read:

20 45.37 (10) (a) Except as otherwise provided in this subsection, the application
21 and admission of any applicant admitted under this section shall constitute a valid
22 and binding contract between ~~such~~ a member and the department. If a member dies
23 leaving a relative that is entitled to an interest in the property of the member under
24 the rules of intestate succession or a will the existence of which is made known to the

1 commandant of the home within 60 days of ~~such~~ the member's death, the member's
2 property shall constitute a part of the member's estate, except that personal effects
3 of nominal monetary value of ~~such~~ a deceased member who is not survived by a
4 member spouse may be distributed by the commandant of the home or the
5 southeastern facility to surviving relatives of ~~such~~ the member who request ~~such~~ the
6 personal effects within a reasonable time after ~~such~~ the member's death.

7 **SECTION 1464I.** 45.37 (11) of the statutes is amended to read:

8 45.37 (11) DISPOSITION OF PROPERTY DESCENDING TO STATE. If a member dies
9 without a relative that is entitled to an interest in the property of the member under
10 the rules of intestate succession and without leaving a will the existence of which is
11 made known to the commandant of the home or the southeastern facility, within 60
12 days of the member's death, the member's property shall be converted to cash and
13 turned over by the commandant of the home or the southeastern facility, to the state
14 treasurer to be paid into the appropriation under s. 20.485 (1) (h), without
15 administration. The amount is subject to refund within 6 years to the estate of a
16 veteran if it is subsequently discovered that the veteran left a will or a relative that
17 is entitled to an interest in the property of the member under the rules of intestate
18 succession or to any creditor of the veteran who establishes right to the fund or
19 property or any portion thereof. The department, upon being satisfied that a claim
20 out of such funds or property is legal and valid, shall pay the same out of such funds
21 or property, except that payment of claims for a member's funeral and burial
22 expenses may not exceed a total of \$1,500 including any amount allowed by the
23 United States for the member's funeral and burial and the right for burial and
24 interment provided in sub. (15) (a).

25 **SECTION 1464L.** 45.37 (14) of the statutes is amended to read:



LFB:.....Megna – Additional commandant position for veterans affairs

FOR 2001-03 BUDGET — NOT READY FOR INTRODUCTION

SENATE AMENDMENT

TO SENATE SUBSTITUTE AMENDMENT 1,

TO 2001 SENATE BILL 55

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2 **1.** Page 381, line 21: after that line insert:

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6 Retirement Center, and veterans facilities. All moneys received under par. (m) and
7 s. 45.37 (9) (d) and (9d) shall be credited to this appropriation.”

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9 programs and facilities that promote comfort, recreation, well-being, or
10 rehabilitation shall be furnished to all members of the home under the policy of the
11 department.

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13 45.365 (3) ~~The~~ A commandant and employees designated by the commandant
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15 southeastern facility who are guilty of any offense against the laws of this state or
16 the rules and regulations governing the home or southeastern facility. For this
17 purpose ~~the,~~ a commandant and deputies have the power of constables.”.

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19 **“SECTION 1464g.** 45.37 (10) (a) of the statutes is amended to read:

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21 and admission of any applicant admitted under this section shall constitute a valid
22 and binding contract between such a member and the department. If a member dies
23 leaving a relative that is entitled to an interest in the property of the member under
24 the rules of intestate succession or a will the existence of which is made known to the

1 commandant of the home within 60 days of such the member's death, the member's
2 property shall constitute a part of the member's estate, except that personal effects
3 of nominal monetary value of such a deceased member who is not survived by a
4 member spouse may be distributed by the commandant of the home or the
5 southeastern facility to surviving relatives of such the member who request such the
6 personal effects within a reasonable time after such the member's death.

7 **SECTION 1464i.** 45.37 (11) of the statutes is amended to read:

8 **45.37 (11) DISPOSITION OF PROPERTY DESCENDING TO STATE.** If a member dies
9 without a relative that is entitled to an interest in the property of the member under
10 the rules of intestate succession and without leaving a will the existence of which is
11 made known to the commandant of the home or the southeastern facility, within 60
12 days of the member's death, the member's property shall be converted to cash and
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19 property or any portion thereof. The department, upon being satisfied that a claim
20 out of such funds or property is legal and valid, shall pay the same out of such funds
21 or property, except that payment of claims for a member's funeral and burial
22 expenses may not exceed a total of \$1,500 including any amount allowed by the
23 United States for the member's funeral and burial and the right for burial and
24 interment provided in sub. (15) (a).

25 **SECTION 1464L.** 45.37 (14) of the statutes is amended to read:

1 45.37 (14) POWERS OF COMMANDANT OVER PERSONAL FUNDS OF MEMBERS. ~~The A~~
2 commandant of the home may receive, disburse, and account for funds of members
3 of the home.”.

4 **4.** Page 1004, line 20: after that line insert:

5 “**SECTION 3051.** 230.08 (2) (e) 13. of the statutes is amended to read:
6 230.08 (2) (e) 13. Veterans affairs — ~~2 3.~~”.

7 **5.** Page 1005, line 18: delete “commandant of the” and substitute
8 “commandants of the Wisconsin Veterans Home at King and the”.

9 **6.** Page 1368, line 4: after that line insert:

10 “(8n) **COMMANDANT FOR THE WISCONSIN VETERANS HOME AT KING.** The authorized
11 FTE positions for the department of veterans affairs are increased by 1.0 PR position,
12 to be funded from the appropriation under section 20.485 (1) (gk) of the statutes, for
13 the administration of the Wisconsin Veterans Home at King.”.

14

(END)