

**2003 DRAFTING REQUEST**

**Bill**

Received: **09/20/2002**

Received By: **dkennedy**

Wanted: **As time permits**

Identical to LRB:

For: **Administration-Budget 267-7980**

By/Representing: **Blaine**

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

Drafter: **dkennedy**

May Contact:

Addl. Drafters:

Subject: **Health - miscellaneous**

Extra Copies: **RLR**

Submit via email: **NO**

**Pre Topic:**

DOA:.....Blaine -

**Topic:**

BB0041 Hearing-impaired interpret services funding change

**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>
/?							State
/P1	dkennedy 10/02/2002	kgilfoy 10/02/2002	pgreensl 10/03/2002		sbasford 10/03/2002		

FE Sent For:

<END>

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FE Sent For:		1/PI-10/2 kmg	10/13 ps	10/3 <END> ps			

**DHFS****DRAFT**

**Department of Health and Family Services  
1999-2001 Biennial Budget Statutory Language Request  
August 29, 2002**

## Appropriation for Interpreting Services

### Current Language

GPR funding for the interpreting service fund is currently budgeted in GPR state operations budget appropriation for the Division of Supportive Living in DHFS under 20.435 (6)(a). The Service Fund provides funding for interpreting services and is used when no other source of payment is available. S. 46.295 governs the use of interpreting service funds budgeted in s. 20.435 (6)(a) and (6)(hs).

### Proposed Change

Amend s. 20.435 (7)(d) and s. 46.295 to direct that GPR funding for the interpreting service fund be spent from (7)(d).

### Effect of the Change

In its 2003-2005 biennial budget request DHFS is requesting the transfer of GPR interpreting services funding from s. 20.435 (6)(a) to (7)(d). The statutory change would enable the transferred interpreting service funds to be spent from appropriation (7)(d). The Department would continue to allocate existing funding in (7)(d) for telecommunication aid for the hearing impaired.

### Rationale for the Change

Because the fund is used for consumers and not for the division's operating budget, it is appropriate to move the funds to an aids appropriation.

<b>Desired Effective Date:</b>	Upon passage
<b>Agency:</b>	DHFS
<b>Agency Contact:</b>	Mark Resheske
<b>Phone:</b>	267-0356



KING

D-NOTE

DOA:.....Blaine - BB0041 Hearing-impaired interpreter services funding change

~~STB~~  
STB

FOR 2003-05 BUDGET — NOT READY FOR INTRODUCTION

1 AN ACT <sup>DON'T GEN. CAT.</sup> relating to: funding for interpreter services for hearing-impaired  
2 persons.

*Analysis by the Legislative Reference Bureau*

**HEALTH AND HUMAN SERVICES**

**OTHER HEALTH AND HUMAN SERVICES**

Under current law, interpreter services for hearing-impaired persons are funded from state general purpose revenue and from program revenue that is obtained from fees charged for provision of the services.

This bill clarifies that the general purpose revenue that funds interpreter services for hearing-impaired persons is expended for aids and local assistance, rather than for state operations.

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:*

3 SECTION 1. 20.435 (7) (d) of the statutes is amended to read:

1           20.435 (7) (d) Telecommunication Interpreter services and telecommunication  
 2           aid for the hearing impaired. The amounts in the schedule for the purpose of  
 3           ~~providing to provide interpreter services for hearing-impaired persons under s.~~  
 4           46.295 (1) and assistance under the telecommunication assistance program for the  
 5           hearing impaired under s. 46.297.

→ NOTE: BUD

History: 1971 c. 125 ss. 138 to 155, 522 (1); 1971 c. 211, 215, 302, 307, 322; 1973 c. 90, 198, 243; 1973 c. 284 s. 32; 1973 c. 308, 321, 322, 333, 336; 1975 c. 39 ss. 153 to 173, 732 (1), (2); 1975 c. 41 s. 52; 1975 c. 82, 224, 292; 1975 c. 413 s. 18; 1975 c. 422, 423; 1975 c. 430 ss. 1, 2, 80; 1977 c. 29 ss. 236 to 273, 1657 (18); 1977 c. 112; 1977 c. 203 s. 106; 1977 c. 213, 233, 327; 1977 c. 354 s. 101; 1977 c. 359; 1977 c. 418 ss. 129 to 137, 924 (18) (d), 929 (55); 1977 c. 428 s. 115; 1977 c. 447; 1979 c. 32 s. 92 (11); 1979 c. 34, 48; 1979 c. 102 s. 237; 1979 c. 111, 175, 177; 1979 c. 221 ss. 118g to 133, 2202 (20); 1979 c. 238, 300, 331, 361; 1981 c. 20 ss. 301 to 356b, 2202 (20) (b), (d), (g); 1981 c. 93 ss. 3 to 8, 186; 1981 c. 298, 314, 317, 359, 390; 1983 a. 27 ss. 318 to 410, 2202 (20); 1983 a. 192, 199, 245; 1983 a. 333 s. 6; 1983 a. 363, 398, 410, 427; 1983 a. 435 ss. 2, 3, 7; 1983 a. 538; 1985 a. 24, 29, 56, 73, 120, 154, 176, 255, 281, 285, 332; 1987 a. 27, 339, 368, 398, 399, 402; 1987 a. 403 ss. 25, 256; 1987 a. 413; 1989 a. 31, 53; 1989 a. 56 ss. 13, 259; 1989 a. 102; 1989 a. 107 ss. 11, 13, 17 to 37; 1989 a. 120, 122, 173, 199, 202, 318, 336, 359; 1991 a. 6, 39, 189, 269, 275, 290, 315, 322; 1993 a. 16, 27, 76, 98, 99, 168, 183, 377, 437, 445, 446, 450, 469, 479, 490, 491; 1995 a. 27 ss. 806 to 961r, 9126 (19); 1995 a. 77, 98; 1995 a. 216 ss. 26, 27; 1995 a. 266, 276, 289, 303, 404, 417, 440, 448, 464, 468; 1997 a. 27 ss. 211, 214, 216, 217, 527 to 609; 1997 a. 35, 105, 231, 237, 280, 293; 1999 a. 5, 9, 32, 52, 84, 103, 109, 113, 133, 185, 186; 2001 a. 16, 69, 103, 105.

6           **SECTION 2.** 46.295 (1) of the statutes is amended to read:

7           46.295 (1) The department may, on the request of any hearing-impaired  
 8           person, city, village, town, or county or private agency, provide funds from the  
 9           appropriation under s. 20.435 (6) (a) and (hs) and (7) (d) to reimburse interpreters  
 10          for hearing-impaired persons for the provision of interpreter services.

History: 1995 a. 27 ss. 2271, 2417; Stats. 1995 s. 46.295.

(END)

D-NOTE

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

LRB-0202/P1dn

DAK: *king*

To Robert Blaine:

Given that the rationale for this bill, from DHFS, is that "Because the fund is used for consumers and not for the division's operating budget, it is appropriate to move the funds to an aids appropriation," would it not also be appropriate to renumber s. 20.435 (6) (hs), stats., to s. 20.435 (7)? If that is not appropriate (if, in other words, s. 20.435 (6) (hs), stats., is used for the operating budget), the language of that appropriation should be amended to indicate *that* is the case.

*that* ↗

Debora A. Kennedy  
Managing Attorney  
Phone: (608) 266-0137  
E-mail: debora.kennedy@legis.state.wi.us

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

LRB-0202/P1dn  
DAK:kmg:pg

October 3, 2002

To Robert Blaine:

Given that the rationale for this bill, from DHFS, is that "Because the fund is used for consumers and not for the division's operating budget, it is appropriate to move the funds to an aids appropriation," would it not also be appropriate to renumber s. 20.435 (6) (hs), stats., to s. 20.435 (7)? If that is not appropriate (if, in other words, s. 20.435 (6) (hs), stats., is used for the operating budget), the language of that appropriation should be amended to indicate that that is the case.

Debora A. Kennedy  
Managing Attorney  
Phone: (608) 266-0137  
E-mail: [debora.kennedy@legis.state.wi.us](mailto:debora.kennedy@legis.state.wi.us)

## Kennedy, Debora

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**From:** Blaine, Robert  
**Sent:** Wednesday, October 09, 2002 8:32 AM  
**To:** Kennedy, Debora  
**Subject:** FW: FW: LRB Draft: 03-0202/P1 BB0041 Hearing-impaired interpret services funding change

Hi Debora --

DHFS agrees that appropriation 20.435 (6)(hs) doesn't belong in program 6 and should be in 7. However, they wouldn't be able to do the file maintenance in the budget system, which means DOA would have to do it. My dilemma is having you make this statutory change now, and then having to make sure a new analyst does the FM later. This could easily be one of those minor technical things SBO forgets to do. So, what I would like to do is keep the draft the way it is for now, but then have the new analyst & Jenny make the decision later down the road. Hopefully this will ensure all changes that need to be made in the budget system are completed. Does this work for you?

Thanks,  
Robert

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

**From:** Blaine, Robert  
**Sent:** Wednesday, October 09, 2002 8:21 AM  
**To:** Forsaith, Andrew; Resheske, Mark  
**Subject:** RE: FW: LRB Draft: 03-0202/P1 BB0041 Hearing-impaired interpret services funding change

Understood. I think we'd be agreeable to making the FM changes on our end. I will admit, though, that I am anxious about making decisions like this when a new analyst (presumably) would be responsible for doing the file maintenance. We'll leave the draft alone for now, but will let you know if we intend to pursue the change both in statutes and in the budget system.

Thanks for your input.

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

**From:** Forsaith, Andrew  
**Sent:** Tuesday, October 08, 2002 4:57 PM  
**To:** Blaine, Robert; Resheske, Mark  
**Subject:** RE: FW: LRB Draft: 03-0202/P1 BB0041 Hearing-impaired interpret services funding change

6(hs) is used for services and not state operations. You're right that to be consistent, we should have requested that 6(hs) be moved to a new program 7 appropriation. We hadn't thought about it at the time. To do so would require additional file maintenance and the creation of a new numeric and alpha...at this point it's too late for us to include that in our final budget request. But, we'd be agreeable to including the change in the Governor's budget.

>>> Blaine, Robert 10/07/02 10:51AM >>>

Mark -- is 6(hs) used for state operations purposes? If so, should the language under s. 20.435 (6)(hs) be amended to reflect this? The current language states "the amounts in the schedule for interpreter services..."; and does not mention state operations.

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

**From:** Resheske, Mark  
**Sent:** Friday, October 04, 2002 3:06 PM  
**To:** Blaine, Robert



Subject: Re: FW: LRB Draft: 03-0202/P1 BB0041 Hearing-impaired interpret services funding change

Good point, but we recommend leaving (6) (hs) where it is.

>>> Blaine, Robert 10/03/02 02:24PM >>>

See drafter's notes. Deborah pointed out that if there is interpreting services funds in both 6(a) and 6(hs), should 6(hs) be moved to program 7 as well?

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

From: Greenslet, Patty

Sent: Thursday, October 03, 2002 9:42 AM

To: Blaine, Robert

Cc: Kraus, Jennifer; Uecker, Deborah; Hanaman, Cathlene; Haugen, Caroline

Subject: LRB Draft: 03-0202/P1 BB0041 Hearing-impaired interpret services funding change

Following is the PDF version of draft 03-0202/P1.



State of Wisconsin  
2003 - 2004 LEGISLATURE

LRB-0202/P1

DAK:kmg:pg

DOA:.....Blaine - BB0041 Hearing-impaired interpret services funding  
change

FOR 2003-05 BUDGET -- NOT READY FOR INTRODUCTION

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