

**2003 DRAFTING REQUEST**

**Bill**

Received: **10/03/2002**

Received By: **rnelson2**

Wanted: **As time permits**

Identical to LRB:

For: **Administration-Budget**

By/Representing: **Uecker**

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

Drafter: **rnelson2**

May Contact:

Addl. Drafters:

Subject: **Veterans - facilities**

Extra Copies:

Submit via email: **NO**

**Pre Topic:**

DOA:.....Uecker - BB0079,

**Topic:**

Veterans home nurse stipend program

**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
/1	rnelson2 10/18/2002	kgilfoy 10/18/2002	jfrantze 10/22/2002		sbasford 10/22/2002		

FE Sent For:

<END>

2003 DRAFTING REQUEST

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For: Administration-Budget 7-0371

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		11-10/18 KMG	10/22	10/22			

FE Sent For:

<END>

## 2003-05 Budget Bill Statutory Language Drafting Request

- Topic – Authorize Veterans Home Nurse Stipend Program
- Tracking Code – BB0079
- SBO team - OPS
- SBO analyst – Deborah Uecker  
267-0371 [deborah.uecker@doa.state.wi.us](mailto:deborah.uecker@doa.state.wi.us)
- Agency acronym – DVA
- Agency number – 485 (Veterans Affairs)

RPN

A. (DIN 5003) Authorize Veterans Home Nurse Education Stipend Program

20.485(1)(gk) of the statutes is amended to read:

(gk) *Institutional operations.* The amounts in the schedule for the care of the Wisconsin Veterans Home at King, the Southern Wisconsin Veterans Retirement Center, and veterans facilities and for the payment of stipends under s. 45.37 (19). All moneys received under par. (m) and s. 45.37 (9) (d) and (9d) shall be credited to this appropriation.

45.37(19) of the statutes is created to read:

45.37(19) The department may develop a stipend program for the purpose of assisting individuals to attend school and receive the necessary credentials to become employed in positions designated by the department at the Wisconsin Veterans Home at King and the facilities operated by the department in southeastern Wisconsin under s. 45.385. The department shall develop administrative rules that include the application procedures, eligibility criteria, repayment provisions, and other provisions that the department determines are necessary for the efficient administration of this section.

*Note: The department is also requesting nonstatutory language that authorizes the department to immediately promulgate emergency rules for the implementation of this program without the necessity of making a finding of an emergency.*

B. (DINS 6001 and 6003) Expansion of Delimitation Period, ACME Review and Increased Reimbursement-Tuition and Fee Reimbursement Grant Program Changes

45.25(2)(c) of the statutes is amended to read:

45.25 (2)(c) The individual applies for the tuition and fee reimbursement program for courses completed during a semester which started within 10 years after separation from the service.

45.25(2)(e) of the statutes is amended to read:

45.25(2)(e) The individual is enrolled for at least 12 credits during the semester for which reimbursement is sought. Courses which have been approved for credit through the department's ACME program at the institution the veteran will be attending,



State of Wisconsin  
2003 - 2004 LEGISLATURE

LRB-0324/1

RPN: King

*D-N*

DOA:.....Uecker – BB0079, Veterans home nurse stipend program

FOR 2003-05 BUDGET — NOT READY FOR INTRODUCTION

1 *Don't GEN. CAT*  
AN ACT relating to: the budget.

*Analysis by the Legislative Reference Bureau*

**VETERANS AND MILITARY AFFAIRS**

This bill allows DVA to create a program to provide stipends to individuals to attend school and receive the necessary credentials to become employed at the Wisconsin Veterans Home at King, at the Southern Wisconsin Veterans Retirement Center, or at other veterans facilities. The bill requires DVA to promulgate rules for the stipend program if ~~the department~~ decides to create that program.

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

*DVA*

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

2 SECTION 1. 20.485 (1) (gk) of the statutes is amended to read:  
3 20.485 (1) (gk) *Institutional operations*. The amounts in the schedule for the  
4 care of the Wisconsin Veterans Home at King, the Southern Wisconsin Veterans  
5 Retirement Center, and veterans facilities, and for the payment of stipends under s.

*45.365(7)*

1 ~~45.37(9)~~ All moneys received under par. (m) and s. 45.37 (9) (d) and (9d) shall be  
2 credited to this appropriation.

History: 1971 c. 93, 125, 198, 215; 1973 c. 4, 90; 1973 c. 208 ss. 2, 3, 17; 1973 c. 333 s. 201m; 1973 c. 340; 1975 c. 26, 39, 198, 200, 224; 1977 c. 4, 29, 237; 1977 c. 418 s. 929 (55); 1977 c. 447; 1979 c. 4, 34, 155; 1981 c. 20 ss. 377g to 399, 2202 (55) (a); 1981 c. 93, 237; 1983 a. 27; 1983 a. 333 s. 6; 1985 a. 6, 29; 1987 a. 27, 399; 1989 a. 31; 1991 a. 39, 44, 165, 269; 1993 a. 16, 254, 490; 1995 a. 27, 225; 1997 a. 27; 1999 a. 2; 1999 a. 9 ss. 245m, 498t to 504; 1999 a. 63, 136; 2001 a. 16, 74, 103, 106.

3 SECTION 2. 45.365 (7) of the statutes is created to read:

4 45.365 (7) The department may develop a program to provide stipends to  
5 individuals to attend school and receive the necessary credentials to become  
6 employed at the home or the southeastern facility. If the department does develop  
7 a stipend program under this subsection, the department shall promulgate  
8 administrative rules related to the program, including the application process,  
9 eligibility criteria, stipend amount, repayment provisions, and other provision that  
10 the department determines <sup>are</sup> necessary to administer the program.

11 SECTION 9158. Nonstatutory provisions; veterans affairs.

12 (1) EDUCATIONAL STIPEND PROGRAM; RULES <sup>Using the procedure under section</sup>

13 <sup>IP</sup> 227.24 of the statutes, the department of veterans affairs shall promulgate the rule  
14 required under section 45.365 (7) of the statutes, as created by this act, for the period  
15 before the effective date of the permanent rule promulgated under section 45.365 (7)  
16 of the statutes, as created by this act, but not to exceed the period authorized under  
17 section 227.24 (1) (c) and (2) of the statutes. Notwithstanding section 227.24 (1) (a),  
18 (2) (b), and (3) of the statutes, the department is not required to provide evidence that  
19 promulgating a rule under this subsection as an emergency rule is necessary for the  
20 preservation of the public peace, health, safety, or welfare and is not required to  
21 provide a finding of emergency for a rule promulgated under this subsection.

*develops a stipend program under section 45.365 (7) of the statutes, as created by this act, the department*

22 (END)

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

LRB-0324/1dn

RPN:k:...



I did not add language to s. 45.37 because that section deals with <sup>the</sup> eligibility of persons to reside at the veterans homes. Section 45.365 seems a more appropriate place for the new subsection.

Robert P. Nelson  
Senior Legislative Attorney  
Phone: (608) 267-7511  
E-mail: robert.nelson@legis.state.wi.us

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

LRB-0324/1dn  
RPN:kmg:jf

October 21, 2002

I did not add language to s. 45.37 because that section deals with the eligibility of persons to reside at the veterans homes. Section 45.365 seems a more appropriate place for the new subsection.

Robert P. Nelson  
Senior Legislative Attorney  
Phone: (608) 267-7511  
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State of Wisconsin  
2003 - 2004 LEGISLATURE

LRB-0324/1

RPN:kmg:jf

DOA:.....Uecker – BB0079, Veterans home nurse stipend program

FOR 2003-05 BUDGET — NOT READY FOR INTRODUCTION

1 AN ACT ...; relating to: the budget.

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*Analysis by the Legislative Reference Bureau*

**VETERANS AND MILITARY AFFAIRS**

This bill allows DVA to create a program to provide stipends to individuals to attend school and receive the necessary credentials to become employed at the Wisconsin Veterans Home at King, at the Southern Wisconsin Veterans Retirement Center, or at other veterans facilities. The bill requires DVA to promulgate rules for the stipend program if DVA decides to create that program.

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

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

2 SECTION 1. 20.485 (1) (gk) of the statutes is amended to read:

3 20.485 (1) (gk) *Institutional operations.* The amounts in the schedule for the  
4 care of the Wisconsin Veterans Home at King, the Southern Wisconsin Veterans  
5 Retirement Center, and veterans facilities, and for the payment of stipends under s.

1 45.365 (7). All moneys received under par. (m) and s. 45.37 (9) (d) and (9d) shall be  
2 credited to this appropriation.

3 **SECTION 2.** 45.365 (7) of the statutes is created to read:

4 45.365 (7) The department may develop a program to provide stipends to  
5 individuals to attend school and receive the necessary credentials to become  
6 employed at the home or the southeastern facility. If the department does develop  
7 a stipend program under this subsection, the department shall promulgate  
8 administrative rules related to the program, including the application process,  
9 eligibility criteria, stipend amount, repayment provisions, and other provisions that  
10 the department determines are necessary to administer the program.

11 **SECTION 9158. Nonstatutory provisions; veterans affairs.**

12 (1) **EDUCATIONAL STIPEND PROGRAM; RULES.** If the department of veterans affairs  
13 develops a stipend program under section 45.365 (7) of the statutes, as created by this  
14 act, the department shall, using the procedure under section 227.24 of the statutes,  
15 promulgate the rule required under section 45.365 (7) of the statutes, as created by  
16 this act, for the period before the effective date of the permanent rule promulgated  
17 under section 45.365 (7) of the statutes, as created by this act, but not to exceed the  
18 period authorized under section 227.24 (1) (c) and (2) of the statutes.  
19 Notwithstanding section 227.24 (1) (a), (2) (b), and (3) of the statutes, the department  
20 is not required to provide evidence that promulgating a rule under this subsection  
21 as an emergency rule is necessary for the preservation of the public peace, health,  
22 safety, or welfare and is not required to provide a finding of emergency for a rule  
23 promulgated under this subsection.

24 (END)

-0324

Nelson, Robert P.

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**From:** Uecker, Deborah  
**Sent:** Friday, November 01, 2002 10:08 AM  
**To:** Eubanks, Zolonda  
**Cc:** Nelson, Robert P.; Abrahamsen, Ken; Rosinski, John  
**Subject:** RE: DIN 5002 & 5003: Nurse Training and Recruitment

Considering your response below, I'll forward this email to Bob Nelson, the LRB attorney who does veterans drafting for the budget bill. Bob, the bolded language below clarifies the nurse stipend program DVA wants to create. This may or may not change the draft you've done.

Below is how I describe these requests. If I have this wrong, please let me know.

"Provide funding to establish an LTE training budget for training and retention of new certified nursing assistant employees at the King home (\$183,000 PR in each year).

Also provide funding to establish a Veterans Home Nurses Education Stipend Program at the King or Southern homes (\$105,000 PR in each year). As a proposed administrative rule, nursing students could receive stipends of up to \$7,500 per year during the last two years of training. The student would agree to work at either home for one year for each year a stipend is received. Funding would allow up to 14 stipends per year for Nurse Clinicians (4 year degree) and Licensed Practical Nurses (2 year degree)."

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

**From:** Eubanks, Zolonda  
**Sent:** Friday, October 25, 2002 3:03 PM  
**To:** Uecker, Deborah  
**Subject:** FW: DIN 5002 & 5003: Nurse Training and Recruitment

The requested responses from King.

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

**From:** Stead, Mike  
**Sent:** Friday, October 25, 2002 2:40 PM  
**To:** Abrahamsen, Ken  
**Cc:** Handrich, Steve; Wrolstad, Chris; Eubanks, Zolonda; Rosinski, John  
**Subject:** RE: DIN 5002 & 5003: Nurse Training and Recruitment

Page 159 initially lead me to the conclusion that the program would have been restricted to a student who was completing the last two years of a BSN degree and therefore the answer to Deb's question would have been Nurse Clinician. Given our designation of this program as being for nurses (page 159), and after reading page 262 and discussing the language with John Rosinski, **the program probably should be written to provide stipends to a BSN student (4 year degree), an ADN student (2 year degree) and a LPN student (1 year degree).** On this basis the answer to Deb's question is Nurse Clinician and Licensed Practical Nurse. Page 156 describes our training initiative for Nursing Assistants.

Neither of the programs are or will be covered by collective bargaining agreements. The students for the Stipend program would not have to be state employees and LTEs are not covered by collective bargaining agreements.

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

**From:** Uecker, Deborah  
**Sent:** Wednesday, October 23, 2002 4:01 PM  
**To:** Abrahamsen, Ken  
**Subject:** DIN 5002 & 5003: Nurse Training and Recruitment

Exactly what types of nurses would receive the \$7,500 stipend? Could you give me class titles, like RN, Nursing Assistant 2, etc.?

Would the LTE training budget to train and retain new certified nursing assistants or the stipend program be part of any collective bargaining agreement, assuming the nurses are unionized?

**Deborah A. Uecker**  
Executive Policy and Budget Analyst

State Budget Office  
Email: [deborah.uecker@doa.state.wi.us](mailto:deborah.uecker@doa.state.wi.us)  
Phone: 608-267-0371  
Fax: 608-267-0372