

**2003 DRAFTING REQUEST**

**Senate Amendment (SA-SB44)**

Received: **05/08/2003**

Received By: **dkennedy**

Wanted: **As time permits**

Identical to LRB:

For: **Legislative Fiscal Bureau 266-3847**

By/Representing: **Swissdorf (CM)**

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

Drafter: **dkennedy**

May Contact:

Addl. Drafters:

Subject: **Health - miscellaneous**

Extra Copies: **RLR**

Submit via email: **YES**

Requester's email:

Carbon copy (CC:) to:

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**Pre Topic:**

LFB:.....Swissdorf (CM) -

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**Topic:**

Tri-County Dental Clinic

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**Instructions:**

See Attached

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**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>
/1	dkennedy 05/08/2003	kfollett 05/09/2003	jfrantze 05/09/2003	_____	lemery 05/09/2003		
/2	dkennedy 06/05/2003	kfollett 06/05/2003	rschluet 06/06/2003	_____	sbasford 06/06/2003		

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/3	dkennedy 06/16/2003	jdyer 06/16/2003	chaskett 06/16/2003	_____	sbasford 06/16/2003		

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/1	dkennedy 05/08/2003	kfollett 05/09/2003	jfrantze 05/09/2003	<sup>sb/cph</sup> 6/1/6	lemery 05/09/2003		
/2	dkennedy 06/05/2003	kfollett 06/05/2003	rschluet 06/06/2003		sbasford 06/06/2003		

Handwritten notes: 1/3 6/10 jld, 1/3 6/16 cph

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**Instructions:**

See Attached

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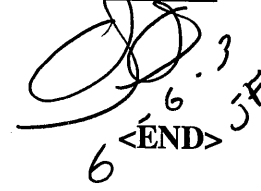
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/1	dkennedy 05/08/2003	kfollett 05/09/2003	jfrantze 05/09/2003		lemery 05/09/2003		

FE Sent For:

12 kgr  
6/5

  
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<END>  
5F

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/?	dkennedy	l/cj 5/9	5/9	pkh 5/9			

FE Sent For:

<END>



**Legislative Fiscal Bureau**

One East Main, Suite 301 • Madison, WI 53703 • (608) 266-3847 • Fax: (608) 267-6873

Date: 5/7/03

DELIVER TO: Deborah Kennedy

Addressee Fax #: 4-6948 Addressee Phone #: \_\_\_\_\_

# of Pages, Including Cover: 7 Sender's Initials: KS

From: Kim Swindoy

Message: Here are my motions from Joint Finance. I wrote the draft number on them, if applicable.

I'm told that for the Tri-County Dental Clinic, one-time funding in 03-04 of \$50,000 from 20.435(5)(dm) should be in session law.?

In addition to the Tobacco Control motion, JFC adopted alternatives A1, B1, C3, and D1 in LFB Paper # 720.

Let me know if you have any questions.  
Thanks!

Representative Kaufert

*Huebsch*

HEALTH AND FAMILY SERVICES -- HEALTH

Tri-County Dental Clinic

Motion:

Move to provide \$50,000 GPR in one-time funding in 2003-04 to support start-up costs for the Tri-County Dental Clinic in the City of Appleton, which would serve low-income residents in Winnebago, Calumet and Outagamie Counties.

[Change to Bill: \$50,000 GPR]

*LRB # 733/3*

- MO# *417*
- Darling  N
  - Welch  N
  - Fitzgrld  N
  - Lazich  N
  - Harsdorf  N
  - Kanavas  N
  - Decker  N
  - Moore  N
  - Kaufert  N
  - Huebsch  N
  - Ward  N
  - Stone  N
  - Rhoades  N
  - Meyer  N
  - Coggs  N
  - Schooff  N

*16-6*





State of Wisconsin  
2003 - 2004 LEGISLATURE

LRBb0147/1  
DAK kjf

D-NOTE

LFB:.....Swissdorf (CM) – Tri-County Dental Clinic

FOR 2003-05 BUDGET — NOT READY FOR INTRODUCTION

SENATE AMENDMENT ,  
TO 2003 SENATE BILL 44

1 At the locations indicated, amend the bill as follows:

2 1. Page 374, line 20: after that line insert:

3 "SECTION 470d. 20.435 (5) (dm) of the statutes is amended to read:

4 20.435 (5) (dm) ~~Rural health dental~~ Dental clinics. The amounts in the  
5 schedule for the rural health dental clinics under s. 146.65 and for one-time start-up  
6 costs under 2003 Wisconsin Act ... (this act), section 9124 (K) If

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.

7 SECTION 470e. 20.435 (5) (dm) of the statutes, as affected by 2003 Wisconsin

8 Act ... (this act), is amended to read:

1            20.435 (5) (dm) *Dental Rural health dental clinics*. The amounts in the  
 2 schedule for the rural health dental clinics under s. 146.65 and for one-time start-up  
 3 costs under 2003 Wisconsin Act .... (this act), section 9124 <sup>1f ← strike</sup> (A).”

**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.

4            **2.** Page 1078, line 17: after that line insert:

5            **SECTION 9124. Nonstatutory provisions; health and family services.**

6            <sup>1f</sup>  
 7            “(A) DENTAL CLINIC START-UP COSTS. From the appropriation under section  
 8 20.435 (5) (dm) of the statutes, the department of health and family services shall  
 9 distribute \$50,000 in state fiscal year 2003–04 for payment to support one-time  
 10 start-up costs for the tri-county dental clinic in the city of Appleton that will serve  
 11 low-income persons in the counties of Winnebago, Calumet, and Outagamie.”

(END)

D-NOTE

# . Page 1132, line 22: after that line insert:

INSERT 2-10

Nonstat File Sequence: **FFF**

LRB \_\_\_\_\_/\_\_\_\_

\_\_\_\_\_:\_\_\_\_\_:\_\_\_\_

**EFFECTIVE DATE**

1. In the component bar: For the action phrase, execute: ... **create** → **action:** → \*NS: → **effdate**  
For the text, execute: ..... **create** → **text:** → \*NS: → **effdateA**
2. Nonstatutory subunits are numbered automatically. Fill in the SECTION # or subsection # only if a "frozen" number is needed.

**SECTION #** \_\_\_\_ . **Effective date.**

( #1 ) ( ) ..... This act takes effect on .....

1. In the component bar: For the action phrase, execute: .. **create** → **action:** → \*NS: → **effdateE**  
For the text, execute: ..... **create** → **text:** → \*NS: → **effdate**
2. Nonstatutory subunits are numbered automatically. Fill in the SECTION # or subsection # only if a "frozen" number is needed.

**SECTION #** \_\_\_\_ . **Effective dates;** .....

..... This act takes effect on the day after publication, except as follows:

( #1 ) ( ) ..... The treatment of sections ..... of the statutes takes effect on .....

1. In the component bar: For the budget action phrase, execute:..**create** → **action:** → \*NS: → **94XX**  
For the text, execute: ..... **create** → **text:** → \*NS: → **effdate**
2. Nonstatutory subunits are numbered automatically. Fill in the SECTION # or subsection # only if a "frozen" number is needed. Below, for the budget, fill in the 9400 department code.

**SECTION 94** ..... **Effective dates;** .....

.....  
" ( ~~11A~~ ) ( ~~11A~~ ) <sup>CS</sup> DENTAL CLINIC START-UP COSTS. The treatment of sections .. 20.435.5(d)(m) (by <sup>CS</sup> SECTION 470e) ..... of the statutes takes effect on .. July 1, 2004. "

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

LRBb0147/1dn

DAK:kj

Date

To Kim Swissdorf

A Wisconsin court could find that this amendment is a "private or local law" which, under art. IV, sec. 18, of the Wisconsin Constitution, must be enacted as single-subject legislation. If so, this amendment cannot validly be enacted as part of the budget bill, which clearly encompasses more than one subject. Under *Milwaukee Brewers Baseball Club v. Wisconsin Dept. of Health and Social Services*, 130 Wis. 2d 79, 115 (1986), "a legislative provision which is specific to any person, place or thing is a private or local law within the meaning of art. 4, sec. 18, unless: 1) the general subject matter of the provision relates to a state responsibility of statewide dimension; and 2) its enactment will have direct and immediate effect on a specific statewide concern or interest." As it is difficult to predict the potential for and outcome of any court action on this amendment, you may wish to consider introducing this proposal as a separate bill.

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

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

LRBb0147/1dn  
DAK:kjf:jf

May 9, 2003

To Kim Swissdorf:

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



D-NOTE

LFB:.....Swissdorf (CM) – Tri-County Dental Clinic

FOR 2003-05 BUDGET — NOT READY FOR INTRODUCTION

**SENATE AMENDMENT ,  
TO 2003 SENATE BILL 44**

1 At the locations indicated, amend the bill as follows:

2 1. Page 374, line 20: after that line insert:

3 “SECTION 470d. 20.435 (5) (dm) of the statutes is amended to read:

4 20.435 (5) (dm) ~~Rural health dental~~ Dental clinics. The amounts in the  
5 schedule for the rural health dental clinics under s. 146.65 and for one-time start-up  
6 costs under 2003 Wisconsin Act .... (this act), section 9124 (1f).

7 SECTION 470e. 20.435 (5) (dm) of the statutes, as affected by 2003 Wisconsin  
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9 20.435 (5) (dm) ~~Dental~~ Rural health dental clinics. The amounts in the  
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2. Page 1073, line 17: after that line insert:

~~SECTION 9124. Nonstatutory provisions; health and family services.~~

“(1f) DENTAL CLINIC START-UP COSTS. From the appropriation under section 20.435 (5) (dm) of the statutes, the department of health and family services shall distribute \$50,000 in state fiscal year 2003–04 for payment to support one–time start–up costs for the tri–county dental clinic in the city of Appleton that will serve low–income persons in the counties of Winnebago, Calumet, and Outagamie.”.

3. Page 1132, line 22: after that line insert:

“(11f) DENTAL CLINIC START-UP COSTS. The treatment of section 20.435 (5) (dm) (by SECTION 470e) of the statutes takes effect on July 1, 2004.”.

(END)

D-NOTE

DAK:kjl

D-NOTE Date

To Kim Swisodoy:

This draft makes a technical correction to  
the placement of <sup>(CS)</sup> SECTION 9124 (1f). It makes  
no substantive change.

DAK



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

LRBb0147/2dn  
DAK:kjf:rs

June 6, 2003

To Kim Swissdorf:

This draft makes a technical correction to the placement of SECTION 9124 (1f). It makes no substantive change.

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



SOON - In edit 6/16  
State of Wisconsin  
2003 - 2004 LEGISLATURE

LRBb0147/3

DAK:kjf:rs

D-NOTE

L + jld

LFB:.....Swissdorf (CM) – Tri-County Dental Clinic

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✓  
as affected by  
this act, 0

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**2.** Page 1073, line 8: after that line insert:

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(END)

D-NOTE

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To Kim Swissdorf:

This redraft adds "as affected by this act"  
to SECTION 9124 (1f), as a technical change.

DAK

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

LRBb0147/3dn  
DAK:kjf&jld:cph

June 16, 2003

To Kim Swissdorf:

This redraft adds "as affected by this act" to SECTION 9124 (1f), as a technical change.

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



State of Wisconsin  
2003 - 2004 LEGISLATURE

LRBb0147/3  
DAK:kjf&jld:cph

LFB:.....Swissdorf (CM) – Tri-County Dental Clinic

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5           support one–time start–up costs for the tri–county dental clinic in the city of  
6           Appleton that will serve low–income persons in the counties of Winnebago, Calumet,  
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10           (by SECTION 470e) of the statutes takes effect on July 1, 2004.”.

11

(END)