



State of Wisconsin
2003 - 2004 LEGISLATURE

LRBb0174/4
GMM:kmg:jf

(S)
RMR

LFB:.....Shanovich (RR) – Governor’s Work-based Learning Board

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 77, line 13: delete lines 13 to 24.

3 ✓ 2. Page 78, line 1: delete lines 1 to 16 and substitute:
4 “SECTION 117d. 15.225 (3) of the statutes is repealed.”

5 3. Page 379, line 18: delete lines 18 to 22.

6 ✓ 4. Page 390, line 18: delete lines 18 to 24 and substitute:
7 ~~“SECTION 546d. 20.445 (7) (b) of the statutes is repealed.”~~

8 SECTION 547d. 20.445 (7) (ef) of the statutes is renumbered 20.292 (1) (ef) and
9 amended to read:

10 20.292 (1) (ef) *School-to-work programs for children at risk.* The amounts in
11 the schedule for grants to nonprofit organizations under s. ~~106.13~~ 38.40 (4m).

Insert
1-4

Insert
1-7

1 SECTION 548d. 20.445 (7) (em) of the statutes is repealed.

2 SECTION 549d. 20.445 (7) (ga) of the statutes is renumbered 20.292 (1) (ga) and
3 amended to read:

4 20.292 (1) (ga) *Auxiliary services*. All moneys received from fees collected
5 under s. 106.12 (4) 38.40 (4r), for the delivery of services under s. 106.12 (4) 38.40 (4r).

Insert
2-7 6
7

~~SECTION 550d. 20.445 (7) (kb) of the statutes is repealed.~~

Stat. 2003

~~SECTION 551e. 20.445 (7) (kd) of the statutes is repealed.~~

8 SECTION 552d. 20.445 (7) (kx) of the statutes is renumbered 20.292 (1) (kx) and
9 amended to read:

10 20.292 (1) (kx) *Interagency and intra-agency programs*. All moneys received
11 from other state agencies and all moneys received by the ~~department~~ board from the
12 ~~department~~ board for the administration of programs or projects for which
13 received.”.

14 5. Page 404, line 7: delete lines 7 to 9 and substitute:

15 “SECTION 615e. 20.505 (8) (hm) 18j. of the statutes is repealed.”.

16 6. Page 428, line 14: delete lines 14 to 16 and substitute:

17 “SECTION 725d. 20.923 (4) (c) 5. of the statutes is repealed.”.

Insert
2-18 18

7. Page 479, line 11: after that line insert:

19 SECTION 946m. 38.40 (5) (title) of the statutes is created to read:

20 38.40 (5) (title) RULES.”.

21 8. Page 792, line 10: after that line insert:

22 “SECTION 1857m. 103.70 (1) of the statutes is amended to read:

23 103.70 (1) Except as otherwise provided in sub. (2) and in ss. 103.21 to 103.31,
24 103.78, 938.245 (2) (a) 5. b., 938.32 (1t) (a) 2., and 938.34 (5) (b) and (5g) (c), and as

1 ~~may be provided under s. 103.79, a minor, unless indentured as an apprentice in~~
 2 ~~accordance with s. 106.01, or unless 12 years and over and engaged in farming, or~~
 3 ~~unless 14 years and over and enrolled in a youth apprenticeship program under s.~~
 4 ~~106.13, shall not be employed or permitted to work at any gainful occupation or~~
 5 ~~employment unless there is first obtained from the department or a permit officer a~~
 6 ~~written permit authorizing the employment of the minor within those periods of time~~
 7 ~~stated in the permit, which shall not exceed the maximum hours prescribed by law.”.~~

8 **9.** Page 792, line 18: delete lines 18 to 25.

9 **10.** Page 793, line 1: delete lines 1 to 23.

10 **11.** Page 794, line 1: delete lines 1 to 24.

11 **12.** Page 795, line 1: delete lines 1 to 25.

12 **13.** Page 796, line 1: delete lines 1 to 25.

13 **14.** Page 797, line 1: delete lines 1 to 25.

14 **15.** Page 798, line 1: delete lines 1 to 13 and substitute:

15 **“SECTION 1862d.** 106.12 (title) of the statutes is repealed.

16 **SECTION 1863d.** 106.12 (1) of the statutes is repealed.

17 **SECTION 1865d.** 106.12 (2) of the statutes is renumbered 38.40 (1) and

18 amended to read:

19 38.40 (1) EMPLOYMENT AND EDUCATION PROGRAM ADMINISTRATION. The board shall
 20 plan, coordinate, administer, and implement the youth apprenticeship, technical
 21 preparation ⁽¹⁾ and school-to-work and work-based learning programs under s. 106.13
 22 (1) sub. (1m) and such other employment and education programs as the governor
 23 may by executive order assign to the board. Notwithstanding any limitations placed
 24 on the use of state employment and education funds under this section ~~or s. 106.13~~

1 or under an executive order assigning an employment and education program to the
2 board, the board may issue a general or special order waiving any of those limitations
3 on finding that the waiver will promote the coordination of employment and
4 education services.

5 SECTION 1866d. 106.12 (3) of the statutes is repealed.

6 SECTION 1867d. 106.12 (4) of the statutes is renumbered 38.40 (4r) and
7 amended to read:

8 38.40 (4r) PUBLICATIONS AND SEMINARS. The board may provide publications and
9 seminars relating to the employment and education programs administered by the
10 board and may establish a schedule of fees for those publications and seminars. Fees
11 established under this subsection for publications and seminars provided by the
12 board may not exceed the actual cost incurred in providing those publications and
13 seminars. The fees collected under this subsection shall be credited to the
14 appropriation account under s. 20.445 (7) 20.292 (1) (ga).

15 SECTION 1867t. 106.13 (title) of the statutes is renumbered 38.40 (title) and
16 amended to read:

17 ^(plain) 38.40 (title) ~~Youth apprenticeship, school-to-work and work-based~~ ^(plain)
18 ~~learning~~ Technical preparation and school-to-work programs. ^(plain)

19 SECTION 1868d. 106.13 (1) (intro.) of the statutes is renumbered 38.40 (1m)
20 (intro.) and amended to read: ^(CS) Youth apprenticeship ^(CS) and work-based
learning

21 38.40 (1m) TECHNICAL PREPARATION AND SCHOOL-TO-WORK PROGRAMS. (intro.)

22 The board shall provide all of the following programs:

23 SECTION 1868m. 106.13 (1) (a) of the statutes is renumbered 38.40 (1m) (a) and
24 amended to read:

Insert
S-3

Insert
S-5

(plan)

1 38.40 (1m) (a) A youth apprenticeship technical preparation program that
 2 includes the grant programs under subs. (3m) and (4) technical preparation
 3 programs under s. 118.34. grant program under sub. (3m)

4 SECTION 1868p. 106.13 (1) (b) of the statutes is renumbered 38.40 (1m) (b).

5 SECTION 1868s. 106.13 (1) (c) of the statutes is repealed.

6 SECTION 1869d. 106.13 (2) of the statutes is renumbered 38.40 (2) and
7 amended to read:

8 38.40 (2) INTERAGENCY ASSISTANCE. The council on workforce investment
 9 established under 29 USC 2821, the technical college system board and the
 10 department of public instruction shall assist the board in providing the youth
 11 apprenticeship program, the technical preparation and school-to-work program,
 12 and the work-based learning program programs under sub. (1) (1m).

13 SECTION 1870d. 106.13 (2m) of the statutes is renumbered 38.40 (2m) and
14 amended to read:

15 38.40 (2m) SCHOOL-TO-WORK SKILL STANDARDS. The board shall approve
 16 occupations and maintain a list of approved occupations for the youth apprenticeship
 17 program and shall approve statewide skill standards for the school-to-work
 18 program. From the appropriation under s. 20.445 (7) (a), the board shall develop
 19 curricula for youth apprenticeship programs for occupations approved under this
 20 subsection.

21 SECTION 1870r. 106.13 (3) of the statutes is repealed.

22 SECTION 1870t. 106.13 (3m) of the statutes is repealed.

23 SECTION 1872t. 106.13 (4) of the statutes is repealed.

24 SECTION 1876t. 106.13 (4m) of the statutes is renumbered 38.40 (4m) and
25 amended to read:

Insert
S-22

Insert
S-23

20,292 (1)

(plan)

plain

1 38.40 (4m) SCHOOL-TO-WORK FOR CHILDREN-AT-RISK. (a) The board may approve
2 an innovative school-to-work program provided by a nonprofit organization for
3 children at risk, as defined in s. 118.153 (1) (a), in a county having a population of
4 500,000 or more to assist those children at risk in acquiring employability skills and
5 occupational-specific competencies before leaving high school. If the board approves
6 a program under this paragraph, the board may award a grant, from the
7 appropriation under s. ~~20.445 (7)~~ 20.292 (1) (ef), to the nonprofit organization
8 providing the program and the nonprofit organization shall use the funds received
9 under the grant to provide the program.

10 (b) The board shall establish requirements for the operation of the grant
11 program under this subsection. Notwithstanding sub. (5), those requirements ~~need~~
12 ~~not~~ are not required to be promulgated as rules.

13 **SECTION 1878d.** 106.13 (5) of the statutes is renumbered 38.40 (5).”.

14 **16.** Page 825, line 3: after that line insert:

15 “**SECTION 2033.** 121.02 (1) (m) of the statutes is amended to read:

16 121.02 (1) (m) Provide access to an education for employment program
17 approved by the state superintendent. Beginning in the 1997–98 school year, the
18 program shall incorporate applied curricula; guidance and counseling services under
19 par. (e); technical preparation under s. ~~118.34~~; college preparation; youth
20 apprenticeship under s. ~~106.13~~ or other job training and work experience; and
21 instruction in skills relating to employment. The state superintendent shall assist
22 school boards in complying with this paragraph.”.

23 **17.** Page 935, line 1: delete lines 1 to 3 and substitute:

24 “**SECTION 2405d.** 230.08 (2) (yr) of the statutes is repealed.”.

⑤ YOUTH APPRENTICESHIP,

AND WORK-BASED LEARNING

1 18. Page 1092, line 20: after that line insert:

② "(1x) TECHNICAL PREPARATION AND SCHOOL-TO-WORK PROGRAMS.

3 (a) The authorized FTE positions for the technical college system board, funded
4 from the appropriation under section 20.292 (1) (kx) of the statutes, as affected by
5 this act, are increased by 2.2 PR positions on the effective date of this paragraph for
6 the purpose of administering the youth apprenticeship, ~~and~~ and work-based learning school-to-work
7 programs under section 38.40 of the statutes, as affected by this act.

8 (b) The authorized FTE positions for the technical college system board, funded
9 from the appropriation under section 20.292 (1) (m) of the statutes are increased by
10 7.85 FED positions on the effective date of this paragraph for the purpose of
11 administering the youth apprenticeship, ~~and~~ and work-based learning school-to-work
12 programs under section 38.40 of the statutes, as affected by this act."

13 19. Page 1101, line 14: delete lines 14 to 25.

14 20. Page 1102, line 1: delete lines 1 to 8 and substitute:

15 "(6x) ELIMINATION OF GOVERNOR'S WORK-BASED LEARNING BOARD.

16 (a) *Assets and liabilities.* On the effective date of this paragraph, the assets and
17 liabilities of the governor's work-based learning board shall become the assets and
18 liabilities of the technical college system board.

19 (b) *Tangible personal property.* On the effective date of this paragraph, all
20 tangible personal property, including records, of the governor's work-based learning
21 board is transferred to the technical college system board.

22 (c) *Contracts.* All contracts entered into by the governor's work-based learning
23 board in effect on the effective date of this paragraph remain in effect and are
24 transferred to the technical college system board. The technical college system board

1 shall carry out any obligations under such a contract until the contract is modified
2 or rescinded by the technical college system board to the extent allowed under the
3 contract.

4 (d) *Rules and orders.* All rules promulgated by the governor's work-based
5 learning board that are in effect on the effective date of this paragraph remain in
6 effect until their specified expiration date or until amended or repealed by the
7 technical college system board. All orders issued by the governor's work-based
8 learning board that are in effect on the effective date of this paragraph remain in
9 effect until their specified expiration date or until modified or rescinded by the
10 technical college system board.

11 (e) *Pending matters.* Any matter pending with the governor's work-based
12 learning board on the effective date of this paragraph is transferred to the technical
13 college system board, and all materials submitted to or actions taken by the
14 governor's work-based learning board with respect to the pending matter are
15 considered as having been submitted to or taken by the technical college system
16 board.

17 (f) *Positions and employees.*

18 1. The authorized FTE positions for the governor's work-based learning board,
19 funded from the appropriation under section 20.445 (7) (a), 2001 stats., are decreased
20 by 5.7 GPR positions on the effective date of this subdivision for the purpose of
21 eliminating that board.

22 2. The authorized FTE positions for the governor's work-based learning board,
23 funded from the appropriation under section 20.445 (7) (kb), 2001 stats., are
24 decreased by 2.4 PR positions on the effective date of this subdivision for the purpose
25 of eliminating that board.

2003-2004 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRBb0174/5ins
GMM.....

(INSERT 1-4) ✓

✓ 1. Page 336, line 17: after that line insert:

3
"SECTION 298g. 20.143 (1) (kj) of the statutes is amended to read:

20.143 (1) (kj) *Gaming economic development and diversification; grants and loans.* Biennially, the amounts in the schedule for grants and loans under ss. 560.137 and 560.138, for the grants under s. 560.139 (1) (a) and (2), and for the grants under 2001 Wisconsin Act 16, section 9110 (2k), (11pk), and (11zx), and for transfer to the appropriation account under s. 20.292 (1) (kd) of the amount in the schedule under s. 20.292 (1) (kd). Of the amounts in the schedule, \$500,000 shall be allocated in each fiscal year for the grants under s. 560.137 (3m). All moneys transferred from the appropriation account under s. 20.505 (8) (hm) 6j. shall be credited to this appropriation account. Notwithstanding s. 20.001 (3) (b), the unencumbered balance on June 30 of each odd-numbered year shall revert to the appropriation account under s. 20.505 (8) (hm). (6) (7)

History: 1979 c. 361; 1981 c. 20, 21, 349; 1983 a. 27, 83, 192, 381; 1985 a. 29 ss. 169 to 204, 3202 (14); 1985 a. 120, 332, 334; 1987 a. 27, 109, 317, 318, 399, 403; 1989 a. 31, 185, 237, 317, 325, 335, 336, 342, 359; 1991 a. 39, 259, 261, 269, 315; 1993 a. 5, 16, 75, 110, 232, 437; 1995 a. 27 ss. 483, 505 to 517, 608s, 609g, 609j, 964, 965, 977, 987, 988, 990 to 993, 1080b, 1085b, 1086b, 9116 (5); 1995 a. 116, 119, 216, 227; 1997 a. 9, 27, 35, 215, 237, 252, 310; 1999 a. 9, 84, 106, 185, 186; 2001 a. 16, 109.

(END OF INSERT)

(INSERT 1-7) ✓

"SECTION 546d. 20.445 (7) (b) of the statutes is renumbered 20.292 (1) (bg) and amended to read:

20.292 (1) (bg) *Local youth apprenticeship grants.* The amounts in the schedule for local youth apprenticeship grants under s. ~~106.13~~ 38.40 (3m).

History: 1971 c. 125 ss. 156, 522 (1); 1971 c. 211, 215; 1971 c. 228 s. 44; 1971 c. 259; 1973 c. 90, 180, 243, 333; 1975 c. 39, 147, 224, 274, 344; 1975 c. 404 ss. 3, 10 (1); 1975 c. 405 ss. 3, 11 (1); 1977 c. 29, 48, 203, 418; 1979 c. 34 ss. 512 to 522, 2102 (25) (a); 1979 c. 189, 221, 309; 1979 c. 329 s. 25 (1); 1979 c. 350 ss. 3, 27 (6); 1979 c. 353, 355; 1981 c. 20, 36, 92, 93, 317, 325, 364; 1983 a. 8; 1983 a. 27 ss. 411 to 425; 1983 a. 98 ss. 1, 31; 1983 a. 192, 384, 388, 410; 1985 a. 17, 29, 153, 313, 332; 1987 a. 27; 1987 a. 38 ss. 2 to 4, 136; 1987 a. 399, 403; 1989 a. 31, 44, 64, 77, 254, 284, 359; 1991 a. 39 ss. 372c, 545r, 545t, 545v, 547, 548, 548g, 548m, 549, 549b, 549g, 549p; 1991 a. 85, 89, 269, 315; 1993 a. 16, 126, 243, 437, 491; 1995 a. 27 ss. 772mm, 772nn, 776p to 778b, 778L, 778n, 778q, 778v, 778z to 780m, 781m to 782p, 782u, 841, 842, 849, 850, 854, 855, 858c, 873 to 876, 878, 880, 890 to 896, 962 to 1014c, 9126 (19), 9130 (4);

1995 a. 113 s. 2t; 1995 a. 117, 201, 216, 225, 289; 1995 a. 404 ss. 4, 6 to 8, 10 to 17; 1997 a. 3; 1997 a. 27 ss. 610 to 642m, 722; 1997 a. 35, 38, 39, 105, 112, 191, 235, 236, 237, 252; 1999 a. 9 ss. 270, 458 to 478; 1999 a. 15, 32; 2001 a. 16, 35, 43, 104, 109.

(END OF INSERT)

(INSERT 2-7) ✓

SECTION 551e. 20.445 (7) (kd) of the statutes is renumbered 20.292 (1) (kd) and amended to read:

20.292 (1) (kd) *Transfer of Indian gaming receipts; work-based learning programs.* The amounts in the schedule for work-based learning programs. All moneys transferred from the appropriation account under s. ~~20.505 (8) (hm)~~ 18j. 20.143 (1) (kj) shall be credited to this appropriation account. Notwithstanding s. 20.001 (3) (a), the unencumbered balance on June 30 of each year shall revert to the appropriation account under s. ~~20.505 (8) (hm)~~ 20.143 (1) (kj).

History: 1971 c. 125 ss. 156, 522 (1); 1971 c. 211, 215; 1971 c. 228 s. 44; 1971 c. 259; 1973 c. 90, 180, 243, 333; 1975 c. 39, 147, 224, 274, 344; 1975 c. 404 ss. 3, 10 (1); 1975 c. 405 ss. 3, 11 (1); 1977 c. 29, 48, 203, 418; 1979 c. 34 ss. 512 to 522, 2102 (25) (a); 1979 c. 189, 221, 309; 1979 c. 329 s. 25 (1); 1979 c. 350 ss. 3, 27 (6); 1979 c. 353, 355; 1981 c. 20, 36, 92, 93, 317, 325, 364; 1983 a. 8; 1983 a. 27 ss. 411 to 425; 1983 a. 98 ss. 1, 31; 1983 a. 192, 384, 388, 410; 1985 a. 17, 29, 153, 313, 332; 1987 a. 27; 1987 a. 38 ss. 2 to 4, 136; 1987 a. 399, 403; 1989 a. 31, 44, 64, 77, 254, 284, 359; 1991 a. 39 ss. 372c, 545r, 545t, 545v, 547, 548, 548g, 548m, 549, 549b, 549g, 549p; 1991 a. 85, 89, 269, 315; 1993 a. 16, 126, 243, 437, 491; 1995 a. 27 ss. 772mm, 772mn, 776p to 778b, 778L, 778n, 778q, 778r, 778z to 780m, 781m to 782p, 782u, 841, 842, 849, 850, 854, 855, 858c, 873 to 876, 878, 880, 890 to 896, 962 to 1014c, 9126 (19), 9130 (4); 1995 a. 113 s. 2t; 1995 a. 117, 201, 216, 225, 289; 1995 a. 404 ss. 4, 6 to 8, 10 to 17; 1997 a. 3; 1997 a. 27 ss. 610 to 642m, 722; 1997 a. 35, 38, 39, 105, 112, 191, 235, 236, 237, 252; 1999 a. 9 ss. 270, 458 to 478; 1999 a. 15, 32; 2001 a. 16, 35, 43, 104, 109.

(END OF INSERT)

(INSERT 2-18) ✓

SECTION 946g. 38.40 (1m) (am) of the statutes is created to read:

38.40 (1m) (am) A technical preparation program that includes the technical preparation program under s. 118.34. ✓

SECTION 946j. 38.40 (3m) (d) of the statutes is created to read:

38.40 (3m) (d) The amount of a grant awarded under par. (b) may not exceed

(b)

\$900 per youth apprentice. A local partnership that is awarded a grant under par. (b) shall provide matching funds equal to 50% of the grant amount awarded.

SECTION 946k. 38.40 (3m) (e) of the statutes is created to read:

38.40 (3m) (e) The following outcomes are expected of a local youth apprenticeship program that is funded under par. (b):

1. At least 80% of the youth apprentices who participate in the program for 2 years must receive a high school diploma.
2. At least 60% of the youth apprentices who participate in the program for 2 years must be offered full-time employment by the employer that provided the on-the-job training for the youth apprentice on the completion of the youth apprenticeship.

(END OF INSERT)

(INSERT 5-5) ✓

SECTION 1868r. 106.13 (1) (c) of the statutes is amended to read:

~~106.13 (1) (c) A work-based learning program for youths who are eligible to receive temporary assistance for needy families under 42 USC 601 to 619 that includes a component that would permit a participant to earn a youth apprenticeship skills certificate through participation in that program if the participant meets the requirements for earning that certificate~~ under which the board awards grants to tribal colleges that are recognized as land grant colleges under 7 USC 301 to fund programs that provide occupational training and work-based learning experiences to youths and adults.

History: 1991 a. 39; 1993 a. 16, 339, 399, 437, 491; 1995 a. 27 ss. 3703 to 3712, 9130 (4), 9145 (1); Stats. 1995 s. 106.13; 1997 a. 3, 27, 79; 1999 a. 9 ss. 2016 to 2024, 2068; 2001 a. 16.

(END OF INSERT)

(INSERT 5-23) ✓

SECTION 1870s. 106.13 (3) of the statutes is renumbered 38.40 (3). ✓

SECTION 1870v. 106.13 (3m) (a) of the statutes is renumbered 38.40 (3m) (a) (intro.) and amended to read:

38.40 (3m) (a) (intro.) In this subsection, "local partnership";

1. “Local partnership” means one or more school districts, or any combination of one or more school districts, other public agencies, ~~as defined in sub. (4) (a) 2.,~~ nonprofit organizations, ~~as defined in sub. (4) (a) 1r.,~~ individuals, or other persons, who have agreed to be responsible for implementing and coordinating a local youth apprenticeship program.

History: 1991 a. 39; 1993 a. 16, 339, 399, 437, 491; 1995 a. 27 ss. 3703 to 3712, 9130 (4), 9145 (1); Stats. 1995 s. 106.13; 1997 a. 3, 27, 79; 1999 a. 9 ss. 2016 to 2024, 2068; 2001 a. 16.

SECTION 1871d. 106.13 (3m) (b) (intro.) of the statutes is renumbered 38.40 (3m) (b) (intro.) and amended to read:

✓ 38.40 (3m) (b) (intro.) From the appropriation under s. ~~20.445 (7) (b)~~ [✓] 20.292 (1) [✓] (bg), the board shall award grants to applying local partnerships for the implementation and coordination of local youth apprenticeship programs. A local partnership shall include in its grant application the identity of each public agency, nonprofit organization, individual, and other person who is a participant in the local partnership, a plan to accomplish the implementation and coordination activities specified in subs. 1. to 6., and the identity of a fiscal agent who shall be responsible for receiving, managing, and accounting for the grant moneys received under this paragraph. Subject to par. (c), a local partnership that is awarded a grant under this paragraph may use the grant moneys awarded for any of the following implementation and coordination activities:

History: 1991 a. 39; 1993 a. 16, 339, 399, 437, 491; 1995 a. 27 ss. 3703 to 3712, 9130 (4), ~~9145 (1)~~ [✓]; Stats. 1995 s. 106.13; 1997 a. 3, 27, 79; 1999 a. 9 ss. 2016 to 2024, 2068; 2001 a. 16.

SECTION 1871t. 106.13 (3m) (b) 1. to 6. of the statutes are renumbered 38.40 (3m) (b) 1. to 6.

SECTION 1872g. 106.13 (3m) (c) of the statutes is renumbered 38.40 (3m) (c).

SECTION 1872j. 106.13 (4) (a) (intro.) of the statutes is repealed.

SECTION 1872k. 106.13 (4) (a) ^{1d.} of the statutes is repealed.

1d.

SECTION 1873g. 106.13 (4) (a) 1r. of the statutes is renumbered 38.40 (3m) (a)
1r.

SECTION 1873j. 106.13 (4) (a) 2. of the statutes is renumbered 38.40 (3m) (a)
2.

SECTION 1874d. 106.13 (4) (b) of the statutes is repealed.

SECTION 1875d. 106.13 (4) (c) of the statutes is repealed.

SECTION 1876d. 106.13 (4) (d) of the statutes is repealed.

(END OF INSERT)

(INSERT 9-11) ✓

No A, unless the secretary of administration determines that there is insufficient funding in the appropriation accounts under section 20.292 (1) (kx) ✓ of the statutes, as affected by this act, and section 20.292 (1) (m) of the statutes to support that transfer. An incumbent employee holding a position specified in subdivision 2., 3., ✓ or 4. ✓ who is not transferred to the technical college system board under this subdivision shall enjoy the same rights and status in the department of workforce development that the employee enjoyed in the governor's work-based learning board immediately before the elimination of that board.

(END OF INSERT)

(END)

Rob Reinhart

6/6/03

16 Youth Apprenticeship → DWD

(not to TCS Board)



State of Wisconsin
2003 - 2004 LEGISLATURE

LRBb0174/B
GMM:kmg:rs

6
PMR

LFB:.....Shanovich (RR) – Governor’s Work-based Learning Board

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 77, line 13: delete lines 13 to 24.

3 2. Page 78, line 1: delete lines 1 to 16 and substitute:

4 “SECTION 117d. 15.225 (3) of the statutes is repealed.”.

5 3. Page 336, line 2: after that line insert:

6 “SECTION 293g. 20.143 (1) (kj) of the statutes is amended to read:

7 20.143 (1) (kj) *Gaming economic development and diversification; grants and*
8 *loans.* Biennially, the amounts in the schedule for grants and loans under ss. 560.137
9 and 560.138, for the grants under s. 560.139 (1) (a) and (2), and for the grants under
10 2001 Wisconsin Act 16, section 9110 (2k), (11pk), and (11zx), and for transfer to the
11 appropriation account under s. 20.292 (1) (kd) of the amount in the schedule under

1 s. 20.292 (1) (kd). Of the amounts in the schedule, \$500,000 shall be allocated in each
2 fiscal year for the grants under s. 560.137 (3m). All moneys transferred from the
3 appropriation account under s. 20.505 (8) (hm) 6j. shall be credited to this
4 appropriation account. Notwithstanding s. 20.001 (3) (b), the unencumbered
5 balance on June 30 of each odd-numbered year shall revert to the appropriation
6 account under s. 20.505 (8) (hm).”.

7 4. Page 379, line 18: delete lines 18 to 22.

That line

8 5. Page 390, line 18: delete lines 18 to 24 and substitute:

9 ~~SECTION 546d. 20.445 (7) (b) of the statutes is renumbered 20.292 (1) (bg) and~~
10 ~~amended to read:~~

11 ~~20.292 (1) (bg) Local youth apprenticeship grants. The amounts in the schedule~~
12 ~~for local youth apprenticeship grants under s. 106.13 38.40 (3m).~~

13 SECTION 547d. 20.445 (7) (ef) of the statutes is renumbered 20.292 (1) (ef) and
14 amended to read:

15 20.292 (1) (ef) School-to-work programs for children at risk. The amounts in
16 the schedule for grants to nonprofit organizations under s. 106.13 38.40 (4m). ”, ✓

17 ~~SECTION 548d. 20.445 (7) (em) of the statutes is repealed.~~

18 SECTION 549d. 20.445 (7) (ga) of the statutes is renumbered 20.292 (1) (ga) and
19 amended to read:

20 20.292 (1) (ga) Auxiliary services. All moneys received from fees collected
21 under s. 106.12 (4) 38.40 (4r), for the delivery of services under s. 106.12 (4) 38.40 (4r).

22 SECTION 550d. 20.445 (7) (kb) of the statutes is repealed.

23 SECTION 551e. 20.445 (7) (kd) of the statutes is renumbered 20.292 (1) (kd) and
24 amended to read:

#. Page 390, line 21: delete lines 21 to 24 and substitute:

1 20.292 (1) (kd) *Transfer of Indian gaming receipts; work-based learning*
 2 *programs.* The amounts in the schedule for work-based learning programs. All
 3 moneys transferred from the appropriation account under s. ~~20.505 (8) (hm)~~ 18j.
 4 20.143 (1) (kj) shall be credited to this appropriation account. Notwithstanding s.
 5 20.001 (3) (a), the unencumbered balance on June 30 of each year shall revert to the
 6 appropriation account under s. ~~20.505 (8) (hm)~~ 20.143 (1) (kj).

7 **SECTION 552d.** 20.445 (7) (kx) of the statutes is renumbered 20.292 (1) (kx) and
 8 amended to read:

9 20.292 (1) (kx) *Interagency and intra-agency programs.* All moneys received
 10 from other state agencies and all moneys received by the ~~department~~ board from the
 11 ~~department~~ board for the administration of programs or projects for which
 12 received.”.

13 **6.** Page 404, line 7: delete lines 7 to 9 and substitute:

14 “**SECTION 615e.** 20.505 (8) (hm) 18j. of the statutes is repealed.”.

15 **7.** Page 428, line 14: delete lines 14 to 16 and substitute:

16 “**SECTION 725d.** 20.923 (4) (c) 5. of the statutes is repealed.”.

✓
Insert
3-17

17 ✓ **8.** Page 479, line 11: after that line insert:

18 ~~SECTION 946j.~~ ^{stet} 38.40 (1m) ^(a) ~~(am)~~ of the statutes is created to read:

19 38.40 (1m) ^(a) ~~(am)~~ A technical preparation program that includes the technical
 20 preparation program under s. 118.34.

21 ~~**SECTION 946j.** 38.40 (3m) (d) of the statutes is created to read:~~

22 38.40 (3m) (d) The amount of a grant awarded under par. (b) may not exceed
 23 \$900 per youth apprentice. A local partnership that is awarded a grant under par.
 24 (b) shall provide matching funds equal to 50% of the grant amount awarded.

1 **SECTION 946k.** 38.40 (3m) (e) of the statutes is created to read.

2 38.40 (3m) (e) The following outcomes are expected of a local youth
3 apprenticeship program that is funded under par. (b):

4 1. At least 80% of the youth apprentices who participate in the program for 2
5 years must receive a high school diploma *on completion of the youth apprenticeship*

6 2. At least 60% of the youth apprentices who participate in the program for 2
7 years must be offered full-time employment by the employer that provided the
8 on-the-job training for the youth apprentice on the completion of the youth
9 apprenticeship

10 **SECTION 946m.** 38.40 (5) ~~38.40~~ of the statutes is created to read:

11 38.40 (5) ~~38.40~~ RULES?

The board shall promulgate rules to implement this section.

12 **9.** Page 792, line 18: delete lines 18 to 25.

13 **10.** Page 793, line 1: delete lines 1 to 23.

14 **11.** Page 794, line 1: delete lines 1 to 24.

and substitute:

15 **12.** Page 795, line 1: delete lines 1 to 25.

16 ~~**13.** Page 796, line 1: delete lines 1 to 25.~~

17 ~~**14.** Page 797, line 1: delete lines 1 to 25.~~

18 ~~**15.** Page 798, line 1: delete lines 1 to 13 and substitute:~~

19 **"SECTION 1862d.** 106.12 (title) of the statutes is repealed.

20 **SECTION 1863d.** 106.12 (1) of the statutes is repealed.

renumbered 106.12 and

21 **SECTION 1865d.** 106.12 (2) of the statutes is ~~renumbered 38.40 (1)~~ and

22 amended to read:

✓
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B → No es
106.12 (plan) program department
~~EMPLOYMENT AND EDUCATION PROGRAM ADMINISTRATION.~~ The board shall

1 ~~EMPLOYMENT AND EDUCATION PROGRAM ADMINISTRATION.~~ The board shall
 2 plan, coordinate, administer, and implement the ~~youth apprenticeship, technical~~ strike comma
 3 ~~preparation, school-to-work, and work-based learning programs~~ under (plan) s. 106.13 (1)
 4 ~~sub. (1)~~ and such other employment and education programs as the governor may
 5 by executive order assign to the ^{department} ~~board~~. Notwithstanding any limitations placed on
 6 the use of state employment and education funds under this section (plan) or s. 106.13 or
 7 under an executive order assigning an employment and education program to the
 8 ^{department} ~~board~~, the ~~board~~ may issue a general or special order waiving any of those limitations
 9 on finding that the waiver will promote the coordination of employment and
 10 education services.

11 SECTION 1866d. 106.12 (3) of the statutes is repealed.

12 SECTION 1867d. 106.12 (4) of the statutes is renumbered 38.40 (4r) and
13 amended to read:

14 38.40 (4r) PUBLICATIONS AND SEMINARS. The board may provide publications and
15 seminars relating to the employment and education programs administered by the
16 board and may establish a schedule of fees for those publications and seminars. Fees
17 established under this subsection for publications and seminars provided by the
18 board may not exceed the actual cost incurred in providing those publications and
19 seminars. The fees collected under this subsection shall be credited to the
20 appropriation account under s. 20.445 (7) 20.292 (1) (ga).

21 SECTION 1867t. 106.13 (title) of the statutes is ~~renumbered 38.40 (title)~~ and
22 amended to read:

23 → 106.13 (title) Youth apprenticeship, [✓] technical preparation,
 24 ~~school-to-work, and work-based learning programs~~ program

106.13 (1)

1) SECTION 1868d. 106.13 (1) (intro.) of the statutes is renumbered ~~38.40 (1m)~~

2) ~~(intro.)~~ and amended to read:

3) 106.13 (1) ~~(1m)~~ ~~38.40 (1m)~~ ~~YOUTH APPRENTICESHIP, TECHNICAL PREPARATION, SCHOOL-TO-WORK~~

4) ~~AND WORK-BASED LEARNING PROGRAMS.~~ ~~(intro.)~~ The board shall provide all of the

5) following ~~programs~~ a youth apprenticeship program that includes the grant programs under subs. (3m) and (4).

6) SECTION 1868m. 106.13 (1) (a) of the statutes is renumbered ~~38.40 (1m) (a)~~ and

7) amended to read: ~~repaired.~~ ✓

8) 38.40 (1m) (a) A youth apprenticeship program that includes the grant
9) programs under subs. (3m) and (4) program under sub. (3m)

renumbered 38.40 (1m) (c) and

10) SECTION 1868p. 106.13 (1) (b) of the statutes is renumbered 38.40 (1m) (b).

11) SECTION 1868r. 106.13 (1) (c) of the statutes is amended to read:

12) 38.40 (1m) (c) ~~106.13 (1)~~ (c) A work-based learning program for youths who are eligible to
13) receive temporary assistance for needy families under 42 USC 601 to 619 that
14) includes a component that would permit a participant to earn a youth apprenticeship
15) skills certificate through participation in that program if the participant meets the
16) requirements for earning that certificate under which the board awards grants to
17) tribal colleges that are recognized as land grant colleges under 7 USC 301 to fund
18) programs that provide occupational training and work-based learning experiences
19) to youths and adults.

20) SECTION 1869d. 106.13 (2) of the statutes is renumbered ~~38.40 (2)~~ and

21) amended to read: 106.13 (2) (b)

22) ~~38.40 (2)~~ ~~INTERAGENCY ASSISTANCE~~ The council on workforce investment
23) established under 29 USC 2821, the technical college system board and the
24) department of public instruction shall assist the board in providing the youth

department

1) apprenticeship ^{plan} ~~program, the technical preparation, school to work program and~~
 2) ~~the work based learning program programs~~ under sub. ~~(1)(1m)~~ ^{plan} ~~(1)(1m)~~ ^{le}

3) SECTION 1870d. 106.13 (2m) ^v of the statutes is ~~renumbered 38.40 (2m) and~~
 4) amended to read:

5) ~~38.40 (2m)~~ ^{106.13} ~~SCHOOL TO WORK SKILL STANDARDS.~~ The ~~board~~ ^{department} shall approve
 6) occupations and maintain a list of approved occupations for the youth apprenticeship
 7) program ~~and shall approve statewide skill standards for the school to work~~
 8) ~~program.~~ From the appropriation under s ^(plan) ~~(20.445) (7)~~ ^X ~~20.292~~ ^X ~~(1) (a)~~, the ~~board~~ ^{department} shall
 9) develop curricula for youth apprenticeship programs for occupations approved under
 10) this subsection. ⁿ

~~SECTION 1870s. 106.13 (3) of the statutes is renumbered 38.40 (3).~~
~~SECTION 1870v. 106.13 (3m) (a) of the statutes is renumbered 38.40 (3m) (a)~~
~~(intro.) and amended to read:~~
~~38.40 (3m) (a) (intro.) In this subsection, "local partnership":~~
~~1. "Local partnership" means one or more school districts, or any combination~~
~~of one or more school districts, other public agencies, as defined in sub. (4) (a) 2.,~~
~~nonprofit organizations, as defined in sub. (4) (a) 1r., individuals, or other persons,~~
~~who have agreed to be responsible for implementing and coordinating a local youth~~
~~apprenticeship program.~~

20) SECTION 1871d. 106.13 (3m) (b) (intro.) of the statutes is ~~renumbered 38.40~~
 21) ~~(3m) (b) (intro.) and~~ amended to read: ^(plan)
 22) ~~38.40 (3m) (b) (intro.)~~ ^{106.13 (3m)} From the appropriation under s ~~(20.445) (7) (b) 20.292 (1)~~
 23) ~~(e)~~ ^(e) the board shall award grants to applying local partnerships for the
 24) implementation and coordination of local youth apprenticeship programs. A local
 25) partnership shall include in its grant application the identity of each public agency,

1 nonprofit organization, individual, and other person who is a participant in the local
 2 partnership, a plan to accomplish the implementation and coordination activities
 3 specified in subds. 1. to 6., and the identity of a fiscal agent who shall be responsible
 4 for receiving, managing, and accounting for the grant moneys received under this
 5 paragraph. Subject to par. (c), a local partnership that is awarded a grant under this
 6 paragraph may use the grant moneys awarded for any of the following
 7 implementation and coordination activities:

8 ~~SECTION 1871t. 106.13 (3m) (b) 1. to 6. of the statutes are renumbered 38.40~~
 9 ~~(3m) (b) 1. to 6.~~

10 ~~SECTION 1872g. 106.13 (3m) (c) of the statutes is renumbered 38.40 (3m) (c)~~

11 ~~SECTION 1872j. 106.13 (4) (a) (intro.) of the statutes is repealed.~~

12 ~~SECTION 1872k. 106.13 (4) (a) 1d. of the statutes is repealed.~~

13 ~~SECTION 1873g. 106.13 (4) (a) 1r. of the statutes is renumbered 38.40 (3m) (a)~~

14 1r.

15 ~~SECTION 1873j. 106.13 (4) (a) 2. of the statutes is renumbered 38.40 (3m) (a)~~

16 2.

17 ~~SECTION 1874d. 106.13 (4) (b) of the statutes is repealed.~~

18 ~~SECTION 1875d. 106.13 (4) (c) of the statutes is repealed.~~

19 ~~SECTION 1876d. 106.13 (4) (d) of the statutes is repealed.~~

20 ~~SECTION 1876t. 106.13 (4m) of the statutes is renumbered 38.40 (4m) and~~
 21 amended to read:

22 38.40 (4m) SCHOOL-TO-WORK FOR CHILDREN-AT-RISK. (a) The board may approve
 23 an innovative school-to-work program provided by a nonprofit organization for
 24 children at risk, as defined in s. 118.153 (1) (a), in a county having a population of
 25 500,000 or more to assist those children at risk in acquiring employability skills and

Insert
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Page 797, line 22: delete lines 22 to 25
 # Page 798, line 1: delete lines 1 to 10 and substitute:

1 occupational-specific competencies before leaving high school. If the board approves
2 a program under this paragraph, the board may award a grant, from the
3 appropriation under s. ~~20.445 (7)~~ 20.292 (1) (ef), to the nonprofit organization
4 providing the program and the nonprofit organization shall use the funds received
5 under the grant to provide the program.

6 (b) The board shall establish requirements for the operation of the grant
7 program under this subsection. Notwithstanding sub. (5), those requirements need
8 ~~not~~ are not required to be promulgated as rules. " , ✓

9 ~~SECTION 1878d. 106.13 (5) of the statutes is renumbered 38.40 (5)."~~

10 **16.** Page 935, line 1: delete lines 1 to 3 and substitute:

11 "SECTION 2405d. 230.08 (2) (yr) of the statutes is repealed."

12 **17.** Page 1092, line 20: after that line insert:

13 (1x) ~~YOUTH APPRENTICESHIP~~ TECHNICAL PREPARATION, SCHOOL-TO-WORK, AND
14 WORK-BASED LEARNING PROGRAMS.

15 (a) The authorized FTE positions for the technical college system board, funded
16 from the appropriation under section 20.292 (1) (kx) of the statutes, as affected by
17 this act, are increased by 2.2 PR positions on the effective date of this paragraph for
18 the purpose of administering the ~~youth apprenticeship~~ technical preparation,
19 school-to-work, and work-based learning programs under section 38.40 of the
20 statutes, as affected by this act.

21 (b) The authorized FTE positions for the technical college system board, funded
22 from the appropriation under section 20.292 (1) (m) of the statutes are increased by
23 7.85 FED positions on the effective date of this paragraph for the purpose of
24 administering the ~~youth apprenticeship~~ technical preparation, school-to-work, and

board, under this act, as determined by the Secretary of Administration, ~~of 10~~ administration.

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that is primarily related to the technical preparation, school-to-work, and work-based learning programs that are being transferred to the technical college system board, under this act, work-based learning programs under section 38.40 of the statutes, as affected by this act."

18. Page 1101, line 14: delete lines 14 to 25.

19. Page 1102, line 1: delete lines 1 to 8 and substitute:

(6x) ELIMINATION OF GOVERNOR'S WORK-BASED LEARNING BOARD.

(a) *Assets and liabilities.* On the effective date of this paragraph, ~~the~~ assets and liabilities of the governor's work-based learning board shall become the assets and liabilities of the technical college system board.

(b) *Tangible personal property.* On the effective date of this paragraph, all tangible personal property, including records, of the governor's work-based learning board is transferred to the technical college system board.

(c) *Contracts.* All contracts entered into by the governor's work-based learning board in effect on the effective date of this paragraph remain in effect and are transferred to the technical college system board. The technical college system board shall carry out any obligations under such a contract until the contract is modified or rescinded by the technical college system board to the extent allowed under the contract.

(d) *Rules and orders.* All rules promulgated by the governor's work-based learning board that are in effect on the effective date of this paragraph remain in effect until their specified expiration date or until amended or repealed by the technical college system board. All orders issued by the governor's work-based learning board that are in effect on the effective date of this paragraph remain in effect until their specified expiration date or until modified or rescinded by the technical college system board.

related to the technical preparation, school-to-work, and work-based learning programs that are being transferred to the technical college system board under this act, as determined by the secretary of administration, that are

that are primarily related to the technical preparation, school-to-work, and work-based learning programs that are being transferred to the technical college system board, as determined by the secretary of administration.

16
Insert
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subdivision that is primarily related to the technical preparation, school-to-work, and work-based learning programs that are being transferred to the technical college system board under this act, as determined by the secretary of administration,

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(e) Pending matters. Any matter pending with the governor's work-based learning board on the effective date of this paragraph is transferred to the technical college system board, and all materials submitted to or actions taken by the governor's work-based learning board with respect to the pending matter are considered as having been submitted to or taken by the technical college system board.

(f) Positions and employees.

1. The authorized FTE positions for the governor's work-based learning board, funded from the appropriation under section 20.445 (7) (a), 2001 stats., are decreased by 2.7 GPR positions on the effective date of this subdivision for the purpose of eliminating that board.

2. The authorized FTE positions for the governor's work-based learning board, funded from the appropriation under section 20.445 (7) (kb), 2001 stats., are decreased by 2.4 PR positions on the effective date of this subdivision for the purpose of eliminating that board.

3. The authorized FTE positions for the governor's work-based learning board, funded from the appropriation under section 20.445 (7) (kx), 2001 stats., are decreased by 2.2 PR positions on the effective date of this subdivision for the purpose of eliminating that board.

4. The authorized FTE positions for the governor's work-based learning board, funded from the appropriation under section 20.445 (7) (m), 2001 stats., are decreased by 5.45 FED positions on the effective date of this subdivision for the purpose of eliminating that board.

5. On the effective date of this subdivision, all incumbent employees holding the positions specified in subdivisions 2., 3., and 4. are transferred to the technical

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2.7

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there is

insufficient funding transferred to

under SECTION
9259 (3)(b)

of
this
act

1) college system board, unless ~~the secretary of administration determines that there~~
 2) ~~is~~ insufficient funding in the appropriation accounts under section 20.292 (1) (kx) of
 3 the statutes, as affected by this act, and section 20.292 (1) (m) of the statutes, to
 4 support that transfer. An incumbent employee holding a position specified in
 5 subdivision 2., 3., or 4. who is not transferred to the technical college system board
 6 under this subdivision shall enjoy the same rights and status in the department of
 7 workforce development that the employee enjoyed in the governor's work-based
 8 learning board immediately before the elimination of that board.

9 (g) *Employee status.* Employees transferred under paragraph (f) 5. shall have
 10 the same rights and status under subchapter V of chapter 111 and chapter 230 of the
 11 statutes in the technical college system board that they enjoyed in the governor's
 12 work-based learning board immediately before the transfer. Notwithstanding
 13 section 230.28 (4) of the statutes, no employee so transferred who has attained
 14 permanent status in class is required to serve a probationary period.”.

15 **20.** Page 1113, line 20: delete lines 20 to 22.

16 **21.** Page 1113, line 25: delete “20.445” and substitute “20.292”.

17 (END)

2003-2004 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRBb0174/6ins
GMM.....

(INSERT 3-17) ✓

“SECTION 946d. 38.40 (title) of the statutes is created to read:

38.40 (title) Technical preparation, school-to-work, and work-based learning programs.

SECTION 946e. 38.40 (1) of the statutes is created to read:

38.40 (1) EMPLOYMENT AND EDUCATION PROGRAM ADMINISTRATION. The board shall plan, coordinate, administer and implement the technical preparation, school-to-work, and work-based learning programs under sub. (1m) and such other employment and education programs as the governor may by executive order assign to the board. Notwithstanding any limitations placed on the use of state employment and education funds under this section or under an executive order assigning an employment and education program to the board, the board may issue a general or special order waiving any of those limitations on finding that the waiver will promote the coordination of employment and education services.

SECTION 946f. 38.40 (1m) (intro.) of the statutes is created to read:

38.40 (1m) (intro.) TECHNICAL PREPARATION, SCHOOL-TO-WORK, AND WORK-BASED LEARNING PROGRAMS. The board shall provide all of the following programs:

(END OF INSERT)

(INSERT 4-9) ✓

SECTION 946j. 38.40 (2) of the statutes is created to read:

38.40 (2) ^{CS} Interagency assistance. The council on workforce investment established under 29 USC 2821 and the department of public instruction shall assist the board in providing the technical preparation, school-to-work, and work-based learning programs under sub. (1m).

e
SECTION 946k. 38.40 (2m) of the statutes is created to read:

38.40 (2m) *(CS) Skill standards.*
The board shall approve statewide skill standards for the school-to-work program under sub. (1m) (b).

(END OF INSERT)

(INSERT 8-19) ✓

1. Page 796, line 15: after that line insert:

SECTION 1872g. 106.13 (3m) (d) of the statutes is created to read:

106.13 (3m) (d) The amount of a grant awarded under par. (b) may not exceed \$900 per youth apprentice. A local partnership that is awarded a grant under par. (b) shall provide matching funds equal to 50% of the grant amount awarded.

e
SECTION 1872h. 106.13 (3m) (e) of the statutes is created to read:

106.13 (3m) (e) The following outcomes are expected of a local youth apprenticeship program that is funded under par. (b):

1. At least 80% of the youth apprentices who participate in the program for 2 years must receive a high school diploma on completion of the youth apprenticeship.
2. At least 60% of the youth apprentices who participate in the program for 2 years must be offered full-time employment by the employer that provided the on-the-job training for the youth apprentice on completion of the youth apprenticeship."

✓ 2. Page 797, line 22: delete lines 22 to 25.

✓ 3. Page 798, line 1: delete lines 1 to 10 and substitute:

(END OF INSERT)

(INSERT 10-17) ✓

nonstat

2. All contracts entered into by the governor's work-based learning board that are primarily related to the youth apprenticeship program that is being transferred to the department of workforce development under this act, as determined by the secretary of administration, and that are in effect on the effective date of this subdivision, remain in effect and are transferred to the department of workforce development. The department of workforce development shall carry out any obligations under such a contract until the contract is modified or rescinded by the department of workforce development to the extent allowed under the contract.

(END OF INSERT)

(INSERT 10-24)

2. All rules promulgated by the governor's work-based learning board that are in effect on the effective date of this subdivision and that are primarily related to the youth apprenticeship program that is being transferred to the department of workforce development under this act, as determined by the secretary of administration, remain in effect until their specified expiration date or until amended or repealed by the department of workforce development. All orders issued by the governor's work-based learning board that are in effect on the effective date of this subdivision and that are primarily related to the youth apprenticeship program that is being transferred to the department of workforce development under this act, as determined by the secretary of administration, remain in effect until their

specified expiration date or until modified or rescinded by the department of workforce development.

(END OF INSERT)

(INSERT 11-16)

2. Any matter pending with the governor's work-based learning board on the effective date of this subdivision that is primarily related to the youth apprenticeship program that is being transferred to the department of workforce development under this act, as determined by the secretary of administration, is transferred to the department of workforce development, and all materials submitted to or actions taken by the governor's work-based learning board with respect to the pending matter are considered as having been submitted to or taken by the department of workforce development.

(END OF INSERT)



State of Wisconsin
2003 - 2004 LEGISLATURE

LRBb0174/6
GMM:kmg:rs&jf

LFB:.....Shanovich (RR) – Governor’s Work-based Learning Board

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 77, line 13: delete lines 13 to 24.

3 **2.** Page 78, line 1: delete lines 1 to 16 and substitute:

4 “SECTION 117d. 15.225 (3) of the statutes is repealed.”.

5 **3.** Page 336, line 2: after that line insert:

6 “SECTION 293g. 20.143 (1) (kj) of the statutes is amended to read:

7 20.143 (1) (kj) *Gaming economic development and diversification; grants and*
8 *loans.* Biennially, the amounts in the schedule for grants and loans under ss. 560.137
9 and 560.138, for the grants under s. 560.139 (1) (a) and (2), and for the grants under
10 2001 Wisconsin Act 16, section 9110 (2k), (11pk), and (11zx), and for transfer to the
11 appropriation account under s. 20.292 (1) (kd) of the amount in the schedule under

1 s. 20.292 (1) (kd). Of the amounts in the schedule, \$500,000 shall be allocated in each
2 fiscal year for the grants under s. 560.137 (3m). All moneys transferred from the
3 appropriation account under s. 20.505 (8) (hm) 6j. shall be credited to this
4 appropriation account. Notwithstanding s. 20.001 (3) (b), the unencumbered
5 balance on June 30 of each odd-numbered year shall revert to the appropriation
6 account under s. 20.505 (8) (hm).”.

7 **4.** Page 379, line 18: delete lines 18 to 22.

8 **5.** Page 390, line 19: delete that line and substitute:

9 “**SECTION 547d.** 20.445 (7) (ef) of the statutes is renumbered 20.292 (1) (ef) and
10 amended to read:

11 20.292 (1) (ef) *School-to-work programs for children at risk*. The amounts in
12 the schedule for grants to nonprofit organizations under s. ~~106.13~~ 38.40 (4m).”.

13 **6.** Page 390, line 21: delete lines 21 to 24 and substitute:

14 “**SECTION 549d.** 20.445 (7) (ga) of the statutes is renumbered 20.292 (1) (ga) and
15 amended to read:

16 20.292 (1) (ga) *Auxiliary services*. All moneys received from fees collected
17 under s. ~~106.12 (4)~~ 38.40 (4r), for the delivery of services under s. ~~106.12 (4)~~ 38.40 (4r).

18 **SECTION 550d.** 20.445 (7) (kb) of the statutes is repealed.

19 **SECTION 551e.** 20.445 (7) (kd) of the statutes is renumbered 20.292 (1) (kd) and
20 amended to read:

21 20.292 (1) (kd) *Transfer of Indian gaming receipts; work-based learning*
22 *programs*. The amounts in the schedule for work-based learning programs. All
23 moneys transferred from the appropriation account under s. ~~20.505 (8) (hm) 18j.~~
24 20.143 (1) (kj) shall be credited to this appropriation account. Notwithstanding s.

1 20.001 (3) (a), the unencumbered balance on June 30 of each year shall revert to the
2 appropriation account under s. ~~20.505 (8) (hm)~~ 20.143 (1) (kj).

3 **SECTION 552d.** 20.445 (7) (kx) of the statutes is renumbered 20.292 (1) (kx) and
4 amended to read:

5 20.292 (1) (kx) *Interagency and intra-agency programs.* All moneys received
6 from other state agencies and all moneys received by the ~~department~~ board from the
7 ~~department~~ board for the administration of programs or projects for which
8 received.”.

9 **7.** Page 404, line 7: delete lines 7 to 9 and substitute:

10 “**SECTION 615e.** 20.505 (8) (hm) 18j. of the statutes is repealed.”.

11 **8.** Page 428, line 14: delete lines 14 to 16 and substitute:

12 “**SECTION 725d.** 20.923 (4) (c) 5. of the statutes is repealed.”.

13 **9.** Page 479, line 11: after that line insert:

14 “**SECTION 946d.** 38.40 (title) of the statutes is created to read:

15 **38.40 (title) Technical preparation, school-to-work, and work-based**
16 **learning programs.**

17 **SECTION 946e.** 38.40 (1) of the statutes is created to read:

18 38.40 (1) **EMPLOYMENT AND EDUCATION PROGRAM ADMINISTRATION.** The board shall
19 plan, coordinate, administer, and implement the technical preparation,
20 school-to-work, and work-based learning programs under sub. (1m) and such other
21 employment and education programs as the governor may by executive order assign
22 to the board. Notwithstanding any limitations placed on the use of state employment
23 and education funds under this section or under an executive order assigning an
24 employment and education program to the board, the board may issue a general or

1 special order waiving any of those limitations on finding that the waiver will promote
2 the coordination of employment and education services.

3 **SECTION 946f.** 38.40 (1m) (intro.) of the statutes is created to read:

4 38.40 (1m) (intro.) TECHNICAL PREPARATION, SCHOOL-TO-WORK, AND WORK-BASED
5 LEARNING PROGRAMS. The board shall provide all of the following programs:

6 **SECTION 946g.** 38.40 (1m) (a) of the statutes is created to read:

7 38.40 (1m) (a) A technical preparation program that includes the technical
8 preparation program under s. 118.34.

9 **SECTION 946j.** 38.40 (2) of the statutes is created to read:

10 38.40 (2) INTERAGENCY ASSISTANCE. The council on workforce investment
11 established under 29 USC 2821 and the department of public instruction shall assist
12 the board in providing the technical preparation, school-to-work, and work-based
13 learning programs under sub. (1m).

14 **SECTION 946k.** 38.40 (2m) of the statutes is created to read:

15 38.40 (2m) SKILL STANDARDS. The board shall approve statewide skill standards
16 for the school-to-work program under sub. (1m) (b).

17 **SECTION 946m.** 38.40 (5) of the statutes is created to read:

18 38.40 (5) RULES. The board shall promulgate rules to implement this section.”.

19 **10.** Page 792, line 18: delete lines 18 to 25.

20 **11.** Page 793, line 1: delete lines 1 to 23.

21 **12.** Page 794, line 1: delete lines 1 to 24.

22 **13.** Page 795, line 1: delete lines 1 to 25 and substitute:

23 “**SECTION 1862d.** 106.12 (title) of the statutes is repealed.

24 **SECTION 1863d.** 106.12 (1) of the statutes is repealed.

1 **SECTION 1865d.** 106.12 (2) of the statutes is renumbered 106.12 and amended
2 to read:

3 **106.12 Employment and education program administration.** The ~~board~~
4 department shall plan, coordinate, administer, and implement the youth
5 apprenticeship, ~~school-to-work and work-based learning programs~~ program under
6 s. 106.13 (1) and such other employment and education programs as the governor
7 may by executive order assign to the ~~board~~ department. Notwithstanding any
8 limitations placed on the use of state employment and education funds under this
9 section or s. 106.13 or under an executive order assigning an employment and
10 education program to the ~~board~~ department, the ~~board~~ department may issue a
11 general or special order waiving any of those limitations on finding that the waiver
12 will promote the coordination of employment and education services.

13 **SECTION 1866d.** 106.12 (3) of the statutes is repealed.

14 **SECTION 1867d.** 106.12 (4) of the statutes is renumbered 38.40 (4r) and
15 amended to read:

16 **38.40 (4r) PUBLICATIONS AND SEMINARS.** The board may provide publications and
17 seminars relating to the employment and education programs administered by the
18 board and may establish a schedule of fees for those publications and seminars. Fees
19 established under this subsection for publications and seminars provided by the
20 board may not exceed the actual cost incurred in providing those publications and
21 seminars. The fees collected under this subsection shall be credited to the
22 appropriation account under s. ~~20.445 (7)~~ 20.292 (1) (ga).

23 **SECTION 1867t.** 106.13 (title) of the statutes is amended to read:

24 **106.13 (title) Youth apprenticeship, ~~school-to-work and work-based~~**
25 **learning programs program.**

1 **SECTION 1868d.** 106.13 (1) (intro.) of the statutes is renumbered 106.13 (1) and
2 amended to read:

3 106.13 (1) The ~~board~~ department shall provide all of the following: a youth
4 apprenticeship program that includes the grant programs under subs. (3m) and (4).

5 **SECTION 1868m.** 106.13 (1) (a) of the statutes is repealed.

6 **SECTION 1868p.** 106.13 (1) (b) of the statutes is renumbered 38.40 (1m) (b).

7 **SECTION 1868r.** 106.13 (1) (c) of the statutes is renumbered 38.40 (1m) (c) and
8 amended to read:

9 38.40 (1m) (c) A work-based learning program for youths who are eligible to
10 receive temporary assistance for needy families under 42 USC 601 to 619 that
11 includes a component that would permit a participant to earn a youth apprenticeship
12 skills certificate through participation in that program if the participant meets the
13 requirements for earning that certificate under which the board awards grants to
14 tribal colleges that are recognized as land grant colleges under 7 USC 301 to fund
15 programs that provide occupational training and work-based learning experiences
16 to youths and adults.

17 **SECTION 1869d.** 106.13 (2) of the statutes is amended to read:

18 106.13 (2) The council on workforce investment established under 29 USC
19 2821, the technical college system board, and the department of public instruction
20 shall assist the ~~board~~ department in providing the youth apprenticeship program,
21 ~~the school to work program and the work-based learning program~~ under sub. (1).

22 **SECTION 1870d.** 106.13 (2m) of the statutes is amended to read:

23 106.13 (2m) The ~~board~~ department shall approve occupations and maintain a
24 list of approved occupations for the youth apprenticeship program and shall approve
25 ~~statewide skill standards for the school to work program.~~ From the appropriation

1 under s. 20.445 (7) (1) (a), the ~~board~~ department shall develop curricula for youth
2 apprenticeship programs for occupations approved under this subsection.”

3 **14.** Page 796, line 15: after that line insert:

4 “SECTION 1872g. 106.13 (3m) (d) of the statutes is created to read:

5 106.13 (3m) (d) The amount of a grant awarded under par. (b) may not exceed
6 \$900 per youth apprentice. A local partnership that is awarded a grant under par.
7 (b) shall provide matching funds equal to 50% of the grant amount awarded.

8 SECTION 1872h. 106.13 (3m) (e) of the statutes is created to read:

9 106.13 (3m) (e) The following outcomes are expected of a local youth
10 apprenticeship program that is funded under par. (b):

11 1. At least 80% of the youth apprentices who participate in the program for 2
12 years must receive a high school diploma on completion of the youth apprenticeship.

13 2. At least 60% of the youth apprentices who participate in the program for 2
14 years must be offered full-time employment by the employer that provided the
15 on-the-job training for the youth apprentice on completion of the youth
16 apprenticeship.”

17 **15.** Page 797, line 22: delete lines 22 to 25.

18 **16.** Page 798, line 1: delete lines 1 to 10 and substitute:

19 “SECTION 1876t. 106.13 (4m) of the statutes is renumbered 38.40 (4m) and
20 amended to read:

21 38.40 (4m) SCHOOL-TO-WORK FOR CHILDREN-AT-RISK. (a) The board may approve
22 an innovative school-to-work program provided by a nonprofit organization for
23 children at risk, as defined in s. 118.153 (1) (a), in a county having a population of
24 500,000 or more to assist those children at risk in acquiring employability skills and

1 occupational-specific competencies before leaving high school. If the board approves
2 a program under this paragraph, the board may award a grant, from the
3 appropriation under s. ~~20.445 (7)~~ 20.292 (1) (ef), to the nonprofit organization
4 providing the program and the nonprofit organization shall use the funds received
5 under the grant to provide the program.

6 (b) The board shall establish requirements for the operation of the grant
7 program under this subsection. Notwithstanding sub. (5), those requirements ~~need~~
8 not are not required to be promulgated as rules.”

9 **17.** Page 935, line 1: delete lines 1 to 3 and substitute:

10 “**SECTION 2405d.** 230.08 (2) (yr) of the statutes is repealed.”

11 **18.** Page 1092, line 20: after that line insert:

12 “(1x) TECHNICAL PREPARATION, SCHOOL-TO-WORK, AND WORK-BASED LEARNING
13 PROGRAMS.

14 (a) The authorized FTE positions for the technical college system board, funded
15 from the appropriation under section 20.292 (1) (kx) of the statutes, as affected by
16 this act, are increased by 2.2 PR positions on the effective date of this paragraph for
17 the purpose of administering the technical preparation, school-to-work, and
18 work-based learning programs under section 38.40 of the statutes, as affected by
19 this act.

20 (b) The authorized FTE positions for the technical college system board, funded
21 from the appropriation under section 20.292 (1) (m) of the statutes are increased by
22 7.85 FED positions on the effective date of this paragraph for the purpose of
23 administering the technical preparation, school-to-work, and work-based learning
24 programs under section 38.40 of the statutes, as affected by this act.”

1 **19.** Page 1101, line 14: delete lines 14 to 25.

2 **20.** Page 1102, line 1: delete lines 1 to 8 and substitute:

3 “(6x) ELIMINATION OF GOVERNOR’S WORK–BASED LEARNING BOARD.

4 (a) *Assets and liabilities.* On the effective date of this paragraph, all assets and
5 liabilities of the governor’s work–based learning board that are primarily related to
6 the technical preparation, school–to–work, and work–based learning programs that
7 are being transferred to the technical college system board under this act, as
8 determined by the secretary of administration, shall become the assets and liabilities
9 of the technical college system board.

10 (b) *Tangible personal property.* On the effective date of this paragraph, all
11 tangible personal property, including records, of the governor’s work–based learning
12 board that is primarily related to the technical preparation, school–to–work, and
13 work–based learning programs that are being transferred to the technical college
14 system board under this act, as determined by the secretary of administration, is
15 transferred to the technical college system board.

16 (c) *Contracts.*

17 1. All contracts entered into by the governor’s work–based learning board that
18 are primarily related to the technical preparation, school–to–work, and work–based
19 learning programs that are being transferred to the technical college system board
20 under this act, as determined by the secretary of administration, and that are in
21 effect on the effective date of this subdivision remain in effect and are transferred to
22 the technical college system board. The technical college system board shall carry
23 out any obligations under such a contract until the contract is modified or rescinded
24 by the technical college system board to the extent allowed under the contract.

1 2. All contracts entered into by the governor’s work-based learning board that
2 are primarily related to the youth apprenticeship program that is being transferred
3 to the department of workforce development under this act, as determined by the
4 secretary of administration, and that are in effect on the effective date of this
5 subdivision, remain in effect and are transferred to the department of workforce
6 development. The department of workforce development shall carry out any
7 obligations under such a contract until the contract is modified or rescinded by the
8 department of workforce development to the extent allowed under the contract.

9 (d) *Rules and orders.*

10 1. All rules promulgated by the governor’s work-based learning board that are
11 in effect on the effective date of this subdivision and that are primarily related to the
12 technical preparation, school-to-work, and work-based learning programs that are
13 being transferred to the technical college system board under this act, as determined
14 by the secretary of administration, remain in effect until their specified expiration
15 date or until amended or repealed by the technical college system board. All orders
16 issued by the governor’s work-based learning board that are in effect on the effective
17 date of this subdivision and that are primarily related to the technical preparation,
18 school-to-work, and work-based learning programs that are being transferred to
19 the technical college system board under this act, as determined by the secretary of
20 administration, remain in effect until their specified expiration date or until
21 modified or rescinded by the technical college system board.

22 2. All rules promulgated by the governor’s work-based learning board that are
23 in effect on the effective date of this subdivision and that are primarily related to the
24 youth apprenticeship program that is being transferred to the department of
25 workforce development under this act, as determined by the secretary of

1 administration, remain in effect until their specified expiration date or until
2 amended or repealed by the department of workforce development. All orders issued
3 by the governor's work-based learning board that are in effect on the effective date
4 of this subdivision and that are primarily related to the youth apprenticeship
5 program that is being transferred to the department of workforce development under
6 this act, as determined by the secretary of administration, remain in effect until their
7 specified expiration date or until modified or rescinded by the department of
8 workforce development.

9 (e) *Pending matters.*

10 1. Any matter pending with the governor's work-based learning board on the
11 effective date of this subdivision and that is primarily related to the technical
12 preparation, school-to-work, and work-based learning programs that are being
13 transferred to the technical college system board under this act, as determined by the
14 secretary of administration, is transferred to the technical college system board, and
15 all materials submitted to or actions taken by the governor's work-based learning
16 board with respect to the pending matter are considered as having been submitted
17 to or taken by the technical college system board.

18 2. Any matter pending with the governor's work-based learning board on the
19 effective date of this subdivision that is primarily related to the youth apprenticeship
20 program that is being transferred to the department of workforce development under
21 this act, as determined by the secretary of administration, is transferred to the
22 department of workforce development, and all materials submitted to or actions
23 taken by the governor's work-based learning board with respect to the pending
24 matter are considered as having been submitted to or taken by the department of
25 workforce development.

1 (f) *Positions and employees.*

2 1. The authorized FTE positions for the governor's work-based learning board,
3 funded from the appropriation under section 20.445 (7) (a), 2001 stats., are decreased
4 by 2.7 GPR positions on the effective date of this subdivision for the purpose of
5 eliminating that board.

6 2. The authorized FTE positions for the governor's work-based learning board,
7 funded from the appropriation under section 20.445 (7) (kb), 2001 stats., are
8 decreased by 2.4 PR positions on the effective date of this subdivision for the purpose
9 of eliminating that board.

10 3. The authorized FTE positions for the governor's work-based learning board,
11 funded from the appropriation under section 20.445 (7) (kx), 2001 stats., are
12 decreased by 2.2 PR positions on the effective date of this subdivision for the purpose
13 of eliminating that board.

14 4. The authorized FTE positions for the governor's work-based learning board,
15 funded from the appropriation under section 20.445 (7) (m), 2001 stats., are
16 decreased by 5.45 FED positions on the effective date of this subdivision for the
17 purpose of eliminating that board.

18 5. On the effective date of this subdivision, all incumbent employees holding
19 the positions specified in subdivisions 2., 3., and 4. are transferred to the technical
20 college system board, unless there is insufficient funding in the appropriation
21 account under section 20.292 (1) (kx) of the statutes, as affected by this act, and
22 insufficient funding transferred to section 20.292 (1) (m) of the statutes under
23 SECTION 9259 (3) (b) of this act, to support that transfer. An incumbent employee
24 holding a position specified in subdivision 2., 3., or 4. who is not transferred to the
25 technical college system board under this subdivision shall enjoy the same rights and

1 status in the department of workforce development that the employee enjoyed in the
2 governor’s work-based learning board immediately before the elimination of that
3 board.

4 (g) *Employee status.* Employees transferred under paragraph (f) 5. shall have
5 the same rights and status under subchapter V of chapter 111 and chapter 230 of the
6 statutes in the technical college system board that they enjoyed in the governor’s
7 work-based learning board immediately before the transfer. Notwithstanding
8 section 230.28 (4) of the statutes, no employee so transferred who has attained
9 permanent status in class is required to serve a probationary period.”.

10 **21.** Page 1113, line 20: delete lines 20 to 22.

11 **22.** Page 1113, line 25: delete “20.445” and substitute “20.292”.

12 (END)