

**2003 DRAFTING REQUEST**

**Senate Amendment (SA-SB44)**

Received: **05/21/2003**

Received By: **pkahler**

Wanted: **Soon**

Identical to LRB:

For: **Legislative Fiscal Bureau 6-5347**

By/Representing: **Jakel**

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

Drafter: **pkahler**

May Contact:

Addl. Drafters:

Subject: **Public Assistance - Wis works**

Extra Copies:

Submit via email: **YES**

Requester's email:

Carbon copy (CC:) to:

**Pre Topic:**

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LFB:.....Jakel -

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**Topic:**

Eliminate transitional subsidized private sector jobs and modify educational assessments in Wisconsin Works

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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>
/?	pkahler 05/22/2003	kfollett 05/23/2003		_____			
/1			rschluet 05/23/2003	_____	lemery 05/23/2003		

FE Sent For:

**<END>**

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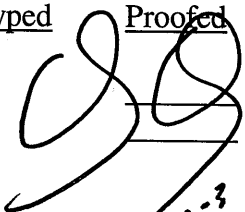
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/?	pkahler	llkj 5/23					
FE Sent For:							
5-23-3 <END>							

			Safety Services
None	49.175(ze)10m	None ✓	Need to replace \$7,094,100 with \$7,045,500
			EITC
1283	49.175(1(zh)	15 ✓	\$50,300,000 should be \$59,532,000

✓ 2. Create Appropriation for Public Benefits Funds

Need to create an annual, seg appropriation under 20.445 program 3 called Economic Support – Public Benefits.

From the utility public benefits fund under s. 25.96, the amounts in the schedule to for the Wisconsin Works program under Chapter 49.

*cross refs  
in ch 49*

✓ 3. Community Reinvestment Funds.

Need to amend 9159(2) to add at the end of line 10, except for those amounts that were allocated to the department under s.49.175(1)(d) in 2001 Act 16.

*(ten)*

4. Transitional Subsidized Private Sector Jobs/Educational Assessment.

(a) Need to pull draft 1256/5, except for the section dealing with the educational needs assessment (25). We probably need to discuss this. The Committee did approve requiring W-2 agencies to conduct the assessment for each individual who applies for W-2, and to include the items in an employability plan developed for the individual.

I think we may just want to put the 49.1465 created under the bill under 49.147 of the statutes as a (1d) or something. Then need to amend the new section to state that

If the individual is determined eligible for W-2, and if the individual and the W-2 agency determine that the individual needs, or would benefit from, education or training activities..... the W-2 agency shall include the education or training activities in any employability plan developed for the individual. Eliminate the last sentence of the new section that requires W-2 agencies to pay, or arrange for payment, for the education or training identified in the employability plan to the extent that funds are available.

s.49.147 would need to be amended to eliminate requiring the W-2 agency to conduct an educational needs assessment, and just say, Upon determining that the appropriate placement for an individual is in unsubsidized employment or a trial job, if the W-2 agency determines that the individual needs basic education, including a course of study established under s.115.29(4) for the granting of a declaration of equivalency of high school graduation, and if the individual wishes to pursue basic education, the W-2 agency shall pay for the basic education services identified in the employability plan.

The new section and the modification of 49.147 would be effective January 1, 2004.

(b) Need to include nonstatutory language to "Require the Task Force on Transitional Jobs to continue meeting to provide additional details on the creation and implementation of a subsidized work program under the W-2 program, and submit the proposal as separate legislation."

✓ 5. Federal Block Grant Operations Appropriation

Need to delete section 519 of the bill.

20.445(3)(mc)

20.525(1)(kb) + (kf)

14.20(2)

no

(do not affect these)

Senator Moore  
Senator Darling  
Senator Lazich  
Representative Huebsch

**TEMPORARY ASSISTANCE FOR NEEDY FAMILIES**

**Omnibus Funding Motion**

[LFB Papers #845 through #848, #850 through #853, and #855 through #857]

**Motion:**

Move to adopt the following provisions regarding the temporary assistance for needy families (TANF)-related programs under the bill:

1. *Revised Estimates for TANF-Related Programs.* Adopt the modification in LFB Issue Paper #845 to reflect the Governor's intent and reestimates for 2003-05, including: (a) delete the \$6,507,000 held in contingency under the Committee's program supplements appropriation [s. 20.865(4)(m)] and allocate the funding for TANF programs for 2003-05; (b) increase funding for the caretaker supplement by \$5,513,500 FED in 2003-04 and \$9,205,300 FED in 2004-05 to fully fund projected costs of the program; (c) decrease funding for child support payments by \$2,090,000 FED in 2003-04 and \$2,300,000 FED in 2004-05 to accurately reflect the amount that would be passed through to W-2 participants; (d) reduce the funding allocated for state administration by \$64,700 in each year to reflect the budget efficiency measure reductions under the bill; (e) reduce the TANF allocation for child welfare safety services by \$48,600 FED annually to reflect the amount approved by the Committee on May 7, 2003; and (f) include nonstatutory language to allow W-2 agencies to spend community reinvestment funds that were budgeted under 2001 Act 16.

2. *W-2 Agency Contracts - W-2 Agency Services.* Adopt Alternative A1 of LFB Issue Paper #846, which would adopt the Governor's proposal to reduce funding allocated for W-2 agency services by \$21,335,300 annually, and create a separate statutory allocation for W-2 services. The amount allocated for W-2 services would total \$55,606,600 in each year, including: (a) \$27,803,300 in 2003-04 for the last six months of the 2002-2003 W-2 agency contracts; (b) \$27,803,300 in 2003-04 for the first six months of the 2004-2005 W-2 agency contracts; and (c) \$55,606,600 in 2004-05 for the next 12 months of the 2004-2005 W-2 agency contracts. The final six months of the 2004-2005 W-2 agency contracts would be funded in the 2005-07 biennium.

3. *W-2 Agency Contracts - W-2 Agency Administration.* Adopt Alternative B2 of LFB Issue Paper #846, which would reduce funding for W-2 agency administration by 5% annually, or \$1,114,000 FED, in each year. The amounts allocated for W-2 administration would total: (a) \$10,582,800 in 2003-04 for the last six months of the 2002-2003 W-2 agency contracts; (b)

all included in e-mail

21,657,000

\$10,582,900 in 2003-04 for the first six months of the 2004-2005 W-2 agency contracts; and (c) ~~\$20,720,100~~ in 2004-05 for the next 12 months of the 2004-2005 W-2 agency contracts.

4. *W-2 Agency Contracts - 2002-2003 W-2 Agency Cash Benefit Allocations.* Adopt Alternative A1 of LFB Issue Paper #847, to approve the Governor's recommendation to provide additional funding of \$8,564,900 FED in 2003-04 to reflect increases in W-2 cash benefit caseloads for the last six months of the 2002-2003 W-2 agency contract period. In addition, modify the bill to accurately reflect that \$33,219,700 would be allocated in 2003-04 for W-2 benefits under the 2002-2003 W-2 contracts.

5. *W-2 Agency Contracts - 2004-2005 W-2 Cash Benefits.* Adopt Alternative B1 of LFB Issue Paper #847, to approve the Governor's recommendation to provide additional funding of \$8,564,900 FED in 2003-04 and \$17,129,800 FED in 2004-05 to fund W-2 cash benefits for the first 18 months of the 2004-2005 W-2 contracts. In addition, modify the bill to accurately reflect the amount that would be allocated in 2003-04 for W-2 benefits under the 2004-2005 W-2 contracts, and delete references to wages and educational stipends.

6. *Transitional Subsidized Private Sector Jobs.* Adopt Alternative #3 of LFB Issue Paper #848 to delete the provision. In addition, require the Task Force on Transitional Jobs to continue meeting to provide additional details on the creation and implementation of a subsidized work program under the W-2 program, and submit the proposal as separate legislation.

7. *Child Care Subsidies.* Adopt Alternative #2 of LFB Issue Paper #850, which would reduce TANF funding for child care subsidies by \$1,546,100 FED in 2003-04 and increase funding by \$2,073,500 FED in 2004-05 to fully fund the reestimated costs of child care subsidies for 2003-05, for increased costs to the bill of \$527,400 over the biennium.

8. *Kinship Care.* Adopt Alternative #2 of LFB Issue Paper #851, which would reduce funding for kinship care benefits by \$33,500 FED annually to reflect a reestimate of the cost of benefits.

9. *Caretaker Supplement Administration.* Adopt Alternative #1 of LFB Issue Paper #852 to approve the Governor's recommendation to provide \$506,600 FED annually to support increased costs of administering the caretaker supplement. In addition, transfer \$15,200 in 2004-05 from the Division of Health Care Financing to the Division of Supportive Living in DHFS to budget these funds in the correct appropriation.

10. *Brighter Futures and Tribal Adolescent Services Programs.* Transfer \$1,367,100 GPR annually from DHFS to DWD to be allocated for child care so that the GPR funds could be used for matching funds under the federal child care and development program. Provide \$1,367,100 FED to fund the Brighter Futures and tribal adolescent services programs with TANF funds.

11. *Workforce Attachment and Advancement.* Reduce funding by \$2,000,000 FED annually and delete the statutory authority and allocation for the workforce attachment and advancement program.

12. *TEACH and REWARD Programs.* Provide \$2,700,000 FED annually to partially restore funding for the teacher education and compensation helps (TEACH) program and the rewarding education with wages and respect for dedication (REWARD) program.

13. *Local Pass-Through Program.* Reduce funding by \$1,920,400 FED in 2003-04 and \$1,917,000 FED in 2004-05 for the child care local pass-through program. The allocation for the program would total \$2,475,100 in 2003-04 and \$2,478,500 in 2004-05.

14. *Educational Needs Assessment.* Adopt Alternative #2 of LFB Issue Paper #856, which would adopt the Governor's recommendation, as amended, to: conduct an educational needs assessment for each individual who applies for a W-2 position to eliminate the language requiring W-2 agencies to fund all education and training activities identified in the employability plan, to the extent that funds are available. Instead, require W-2 agencies to fund basic education activities for persons in unsubsidized employment and trial jobs, as required under current law. In addition, continue to allow DWD to determine the types of paid training and education activities persons in community service jobs and transitional placements could receive. The provision requiring an educational needs assessment for all who apply for W-2 would take effect January 1, 2004.

15. *Federal Block Grant Operations Appropriation.* Adopt Alternative #3 of LFB Issue Paper #857 to delete the provision.

Note:

This motion would eliminate the Governor's proposal to create a transitional subsidized private sector job program. In addition, the motion would fully fund child care subsidies and partially restore funding to the TEACH and REWARD programs. The motion would also reduce or eliminate funding for a number of other TANF-related programs. The projected 2004-05 ending TANF balance under the motion would total \$82,100.

[Change to Bill: \$8,220,800 FED and \$17,386,000 PR]

MO# 156

Darling	<input checked="" type="checkbox"/>	N
Welch	<input checked="" type="checkbox"/>	N
Fitzgrid	<input checked="" type="checkbox"/>	N
Lazich	<input checked="" type="checkbox"/>	N
Hersdorf	<input checked="" type="checkbox"/>	N
Kanavas	<input checked="" type="checkbox"/>	N
Decker	<input checked="" type="checkbox"/>	N
Moore	<input checked="" type="checkbox"/>	N
Kaufert	<input checked="" type="checkbox"/>	N
Huebsch	<input checked="" type="checkbox"/>	N
Ward	<input checked="" type="checkbox"/>	N
Stone	<input checked="" type="checkbox"/>	N
Rhoades	<input checked="" type="checkbox"/>	N
Meyer	<input checked="" type="checkbox"/>	N
Coggs	<input checked="" type="checkbox"/>	N
Schooff	<input checked="" type="checkbox"/>	N

10-0





State of Wisconsin  
2003 - 2004 LEGISLATURE

LRBb0258/

PJK: [Signature]

LFB:.....Jakel – Eliminate transitional subsidized private sector jobs and modify educational assessments in Wisconsin Works

FOR 2003-05 BUDGET — NOT READY FOR INTRODUCTION

SENATE AMENDMENT,  
TO 2003 SENATE BILL 44

SOON  
(in 5-22)  
D-note

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

2 1. Page 383, line 15: delete the material beginning with that line and ending  
3 with page 384, line 11.

4 2. Page 385, line 6: delete lines 6 to 11.

5 3. Page 555, line 11: delete the material beginning with that line and ending  
6 with page 556, line 10.

7 4. Page 557, line 3: delete the material beginning with that line and ending  
8 with page 570, line 21, and substitute:

9 "SECTION 1223m. 49.147 (1m) of the statutes is renumbered 49.147 (1m) (b)

10 and amended to read:

1           49.147 (1m) (b) ~~Upon determining~~ If the Wisconsin Works agency determines  
 2 that the appropriate placement for an individual is in unsubsidized employment or  
 3 a trial job, ~~the Wisconsin works agency shall conduct an educational needs~~  
 4 ~~assessment of the individual. If the Wisconsin works agency determines and~~ that the  
 5 individual needs and wishes to pursue basic education, including a course of study  
 6 meeting the standards established under s. 115.29 (4) for the granting of a  
 7 declaration of equivalency of high school graduation, ~~and if the individual wishes to~~  
 8 ~~pursue basic education, the Wisconsin works agency shall include basic education in~~  
 9 ~~an employability plan developed for the individual. The Wisconsin works Works~~  
 10 agency shall pay for the basic education services identified in the employability plan  
 11 developed for the individual.

12 History: 1995 a. 289; 1997 a. 27; 1999 a. 9; 2001 a. 16. ✓

12           **SECTION 1223p.** 49.147 (1m) (a) of the statutes is created to read:

13           49.147 (1m) (a) A Wisconsin Works agency shall conduct an educational needs  
 14 assessment of each individual who applies for a Wisconsin Works employment  
 15 position. If the individual and the Wisconsin Works agency determine that the  
 16 individual needs, or would benefit from, education or training activities, including  
 17 a course of study meeting the standards established under s. 115.29 (4) for the  
 18 granting of a declaration of equivalency of high school graduation, and if the  
 19 Wisconsin Works agency determines that the individual is eligible for a Wisconsin  
 20 Works employment position, the Wisconsin Works agency shall include education or  
 21 training activities in any employability plan developed for the individual.”

22           5. Page 571, line 15: delete the material beginning with that line and ending  
 23 with page 576, line 8.

24           6. Page 577, line 6: delete lines 6 to 19.

- 1           **7.** Page 581, line 4: delete lines 4 to 7.
- 2           **8.** Page 584, line 19: delete the material beginning with that line and ending  
3 with page 587, line 3.
- 4           **9.** Page 588, line 20: delete the material beginning with that line and ending  
5 with page 589, line 8.
- 6           **10.** Page 589, line 22: delete the material beginning with that line and ending  
7 with page 592, line 2.
- 8           **11.** Page 594, line 7: delete lines 7 to 16.
- 9           **12.** Page 632, line 1: delete lines 1 to 11.
- 10          **13.** Page 633, line 8: delete lines 8 to 20.
- 11          **14.** Page 634, line 6: delete lines 6 to 16.
- 12          **15.** Page 635, line 3: delete lines 3 to 10.
- 13          **16.** Page 636, line 3: delete lines 3 to 20.
- 14          **17.** Page 662, line 5: delete lines 5 to 20.
- 15          **18.** Page 695, line 22: delete the material beginning with that line and ending  
16 with page 696, line 2.
- 17          **19.** Page 788, line 23: delete the material beginning with that line and ending  
18 with page 789, line 2.
- 19          **20.** Page 927, line 14: delete lines 14 to 16.
- 20          **21.** Page 1013, line 15: delete lines 15 to 20.
- 21          **22.** Page 1014, line 1: delete the material beginning with that line and ending  
22 with page 1015, line 2.



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

LRBb0258/dn  
PJK: *[Signature]*

*Date*

Carri:

1. I removed the nonstatutory studies included in LRB-1256 on the use of federal funding for employment services and on labor market participation assistance, even though both studies were also removed in policy yank amendments LRBb0086 and LRBb0087.

2. Section 20.445 (3) (e), which funds job access loans, was repealed in LRB-1243, not LRB-1256. Therefore, I did not affect that repeal in this draft. In other words, I assumed that the repeal in SB-44 of that appropriation should not be reversed. X

3. An amendment to s. 49.1635 (1) was made in LRB-1256. I did not "undo" that amendment since it does not directly relate to W-2. Let me know, however, if it should be deleted from the bill, too.

4. There is one tangential issue related to this draft. I noticed when I was working on the amendment that the repeal of s. 49.179 (community reinvestment funds) was included in the delayed effective date provision. The repeal of s. 49.179 was included in LRB-1256 originally, but was removed in the reconciliation process (although its presence in the delayed effective date provision was not, I'm sure inadvertently) because it was also repealed in LRB-1752 - but with no delay in effective date. Section 49.179 *does* say "Annually ... shall distribute" and I think DWD may be expecting to be able to pay the funds allocated under s. 49.175 (1) (d) until the end of 2003 and may get nervous if the repeal of s. 49.179 is immediate. I don't think the repeal needs to be delayed. The repeal of s. 49.175 (1) (d) is not delayed. The language added to the nonstatutory provision that prohibits payment of community reinvestment funds should be sufficient. ~~Let~~ me know if you see any problem. X

*UPS →*

*) but let*

Pamela J. Kahler  
Senior Legislative Attorney  
Phone: (608) 266-2682  
E-mail: pam.kahler@legis.state.wi.us

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LRBb0258/1dn

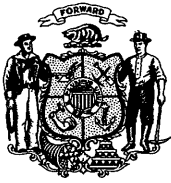
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E-mail: pam.kahler@legis.state.wi.us



State of Wisconsin  
2003 - 2004 LEGISLATURE

LRBb0258/1  
PJK:kjf:rs

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