

2003 DRAFTING REQUEST

Bill

Received: **05/30/2003**

Received By: **rnelson2**

Wanted: **As time permits**

Identical to LRB:

For: **David Zien (608) 266-7511**

By/Representing:

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

Drafter: **rnelson2**

May Contact:

Addl. Drafters:

Subject: **Veterans - facilities**

Extra Copies:

Submit via email: **YES**

Requester's email: **Sen.Zien@legis.state.wi.us**

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Veterans facility in northern Wisconsin

Instructions:

See Attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?							State
/P1	rnelson2 05/30/2003	kfollett 06/05/2003	jfrantze 06/10/2003		lemery 06/10/2003		State
		kfollett 06/10/2003					

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/1	rnelson2 06/11/2003	kfollett 06/13/2003	pgreensl 06/13/2003	_____	sbasford 06/13/2003	lemery 06/16/2003	

FE Sent For:

<END>

06-23-2003
("1/1")
Requested
by John Hogan
"Rush"

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/P1	rnelson2 05/30/2003	kfollett 06/05/2003 kfollett 06/10/2003 11 kij 6/13	jfrantze 06/10/2003 6/13 p8	<u>6/13</u> <u>PSM</u>	lemery 06/10/2003		

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FE Sent For:

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RC 01000000
5-15-03



Legislative Fiscal Bureau

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

May 14, 2003

TO: Senator David Zien
Representative Jeffrey Wood

FROM: Jessica Stoller and Chris Carmichael

SUBJECT: Alternative Services at Northern Wisconsin Center

In response to your request, this memorandum identifies potential alternative uses of the Northern Wisconsin Center (NWC) facility and its current staff, including: (a) increasing the number of intensive treatment program (ITP) beds; (b) expanding the community capacity team; (c) adding dental services staff; (d) providing vocational and pre-vocational programming services; (e) developing limited long-term care capabilities; (f) supporting building and grounds maintenance and power plant operations at NWC; (g) establishing a veterans campus with an assistance center, adult day care center, behavioral center, and a skilled nursing facility; and (h) opening the Highview Correctional Institution as a minimum-security AODA treatment facility.

These additional functions could be supported by: (a) retaining all 142.0 staff at NWC that would, under the Governor's proposal, be transferred to Central Wisconsin Center (CWC) to meet the care needs of NWC residents transferred to that facility; (b) applying a portion of the proceeds from the sale of surplus land to support the additional costs of these items; and (c) transferring property and land to other state agencies to provide functions not currently performed by the Department of Health and Family Services (DHFS).

Health and Family Services

Governor's NWC Proposal. The Governor's proposal would support the following positions at NWC in 2003-05: (a) 2.0 positions to provide dental services; (b) 1.0 position to perform information technology activities; (c) 4.0 quality assurance and community integration staff; and (d) 73.0 ITP staff. In addition, the Governor's proposal would transfer 142.0 positions from NWC to CWC to meet the care needs of residents who are transferred to CWC. The positions that would be retained at NWC are described below.

Information Technology Staff. An information technology position would be retained at NWC to support staff and residents who remain at the facility in the ITP unit. If additional services were provided at NWC, this position would provide support for other programs as well.

Quality Assurance and Community Integration Staff. The Governor's bill would provide 4.0 positions, beginning in 2003-04, to provide quality assurance and community integration activities. This staff would: (a) coordinate information between counties and providers; (b) support current community integration specialists; (c) assist counties in preparing and reviewing care plans and completing assessments; (d) conduct follow-up reviews to ensure participants needs are being met; and (e) work with guardians to discuss their roles and responsibilities after a resident has left NWC.

Dental Staff. The Governor's proposal would support a 0.50 dentist, 1.0 dental assistant and a 0.50 program assistant to assist in meeting the care needs of residents who are relocated from the NWC.

ITP Staff. The Governor's proposal would support 73.00 positions to staff a new intensive treatment unit at NWC, beginning in 2003-04.

Proposed Modification to the Governor's Proposal

Expand Intensive Treatment Program. The ITP provides treatment services on a short-term basis to individuals with developmental disabilities who have mental health or behavioral issues so that they can function in the community. Under the Governor's proposal, the only services that would be provided at NWC after July 1, 2004, would be ITP services for a limited number of individuals. Since the Joint Finance Committee approved the Governor's recommendation to repeal the statutory provision that prohibits DHFS from providing services to more than 50 individuals under the program, NWC would not be limited with respect to the size of the unit. However, additional position authority and sufficient funding would be required to support the expansion of the ITP unit. For example, the new ITP unit at NWC could be staffed to serve 30 individuals, rather than 20, as proposed by the Governor. Since the staff-to-patient ratio in the program is approximately 3.65, it is estimated that expanding the unit would require approximately 37 additional PR positions. As under current law, the state cost of these positions would be supported by counties whose residents are served in the ITP units.

Community Capacity Team. Community capacity teams provide transition and crisis planning assistance for persons who are relocated from the state centers and consult with community-based providers in meeting the needs of former center residents. Currently, 5.0 positions perform these duties, including a nurse, two treatment specialists, and two psychologists. However, these positions would be eliminated under the Governor's proposal. Since nearly 100 individuals from NWC would be relocated to the community in 2003-05, and CIP IA placements at the other state centers are expected to increase, staffing for the community capacity team could be increased. The original capacity team could be retained and a second capacity team could be created to ease the transition of these residents and provide crisis intervention support as needed. The additional community capacity team members would include: (a) a psychologist; (b) a nurse;

(c) three resident care technicians; (d) a program assistant; and (e) a social services supervisor. A total of 12.0 positions would be funded under this proposal.

Dental Services. It is difficult for individuals with developmental disabilities to locate a private provider who will offer dental services. The addition of a 0.50 dentist, 1.0 dental assistant and a 0.50 program assistant under the Governor's proposal may still be insufficient to meet the needs of this population. The placement of a significant number of NWC residents in the community may make it even more difficult for persons with developmental disabilities to receive dental care. Therefore, an additional 1.0 dental hygienist position and a 0.70 dental assistant position could be provided to support expanded dental services at NWC to ensure that persons relocated from the centers receive the dental services they need.

Vocational Programming. Capacity to provide vocational and pre-vocational programming in the community is limited. With a large number of individuals transferring to the community, demand for these services could potentially be met by establishing a program at Northern Industries. Since counties currently support these services in the community, and would be responsible for the costs of these services at Northern Industries, no additional state funding would be required. Under this proposal, 17.5 positions would be retained at NWC for this purpose.

Maintenance and Power Plant Operations. If additional services are provided at Northern approximately 10.0 building and grounds maintenance staff and 7.0 power plant staff would be necessary to support facility operations. DHFS indicates that the maintenance and power plant staff would support three buildings (Brookside, Oakgrove, and Northern Industries) that would likely remain open if these alternatives are approved.

Limited Long-Term Care Services. NWC residents who are frail or would otherwise be difficult to place in the community may benefit from extended long-term care services at NWC. The Governor's proposal assumes that approximately 58 NWC residents may need to be transferred to CWC for continued institutional care because there may not be adequate time to place them in the community by the time long-term care services cease at NWC (June 30, 2004). It may be in the best interest of NWC residents to remain in the Chippewa Valley area until an adequate community placement can be made. NWC staff currently serve this population and could continue to serve them as long as is necessary.

The following table summarizes the positions the Governor's bill would retain at NWC and the allocation of positions under this proposal.

Summary of Staffing for NWC Proposals

	Governor's Proposal		Proposal -- Change to Governor		Total Positions (Governor as Amended)	
	<u>2003-04</u>	<u>2004-05</u>	<u>2003-04</u>	<u>2004-05</u>	<u>2003-04</u>	<u>2004-05</u>
<i>County/FED Funded Positions</i>						
Vocational Programming	0.00	0.00	17.50	17.50	17.50	17.50
ITP Beds	0.00	73.00	0.00	37.00	0.00	110.00
<i>GPR/FED Funded Positions</i>						
Dental Services	2.00	2.00	1.70	1.70	3.70	3.70
Quality Assurance Staff	4.00	4.00	2.00	2.00	6.00	6.00
Information Technology	1.00	1.00	0.00	0.00	1.00	1.00
Power Plant Operations	0.00	0.00	17.00	17.00	17.00	17.00
Community Capacity Team	0.00	0.00	12.00	12.00	12.00	12.00
Maintain Limited Long-Term Care Services	0.00	0.00	109.30	109.30	109.30	109.30
Transfer Positions to Central Center	<u>142.00</u>	<u>142.00</u>	<u>-142.00</u>	<u>-142.00</u>	<u>0.00</u>	<u>0.00</u>
Subtotal -- Positions Retained	149.00	222.00	17.50	54.50	166.50	276.50
Deleted Positions	373.93	300.93	-17.50	-54.50	356.43	246.43

Veterans Affairs

The Department of Veterans Affairs (DVA) has also expressed an interest in establishing a veterans campus at NWC that would be similar to the existing campuses at King and Union Grove. The Veterans facilities at King and Union Grove include residential care apartment complexes (RCACs), an activities center, a skilled nursing facility (opening in 2004-05 at Union Grove), and various other programs. The only programs that could be operational in 2004-05 are the veterans assistance program and the Chippewa Falls Clinic, which would be supported by federal VA per diem payments and program fees. DVA estimates renovation costs for the veterans assistance program at approximately \$100,000, up to 65% of which could potentially be supported with federal funds. DVA is considering the following programs in the Chippewa Falls area for the Legislature's consideration.

Alternatives for NWC -- Veterans Facilities

<u>Programs</u>	<u>Operation Date</u>	<u>Staff Required</u>
Veterans Assistance Program	2004-05	*VA per diem and PR Support
Chippewa Falls Clinic	2004-05	*Federal VA Support
Adult Day Health Care	2006-07	9
Assisted Living (RCAC)	2006-07	20-25
Skilled Nursing Facility	2007-08	130
Activities Center	2007-08	*Located in SNF

Corrections

On August 8, 2000, the Building Commission approved the transfer of Highview Hall at NWCs to the Department of Corrections. The Commission also approved \$7,294,000 in general fund-supported borrowing for the remodeling and conversion of Highview to a 300-bed medium-security geriatric prison. The conversion included security enhancements, a control center, indoor and outdoor recreation areas, remodeling of living spaces, a health services unit, a visiting room and upgrades to plumbing, sprinkler and electrical systems. The facility was completed in 2002, and is scheduled to open in January, 2004.

Base funding for the Highview geriatric facility in the 2003-05 biennium is \$725,800 for costs associated with staffing (10.63 positions), repair and maintenance, and fuel and utilities to maintain the facility. Under SB 44, the 2003-05 biennial budget bill, the Governor would provide \$278,700 GPR in 2003-04 and \$353,700 GPR in 2004-05 for delaying the opening of Highview. The administration's budget-in-brief indicates that the opening date for Highview would be delayed in the 2003-05 biennium.

In its September, 2002, biennial budget request, Corrections requested funding of \$11,007,000 GPR in 2003-04 and \$12,754,500 GPR in 2004-05 and 221.0 GPR positions in order to open Highview as scheduled in January, 2004. These costs were offset by a reduction in contract bed funding of \$2,202,200 GPR in 2003-04 and \$5,556,600 GPR in 2004-05. Corrections recently indicated that it would need at least nine months after the passage of the biennial budget bill to open the facility. Thus, the earliest possible opening date of this facility would be April, 2004.

Legislative Fiscal Bureau 2003-05 Budget Paper #241, addresses issues related to the Highview and New Lisbon Correctional Institutions. As identified in the paper, although Highview was designed as a 300-bed, medium security geriatric facility, Corrections has recently indicated that the prison could alternatively be used as a minimum-security facility, providing intensive alcohol and other drug abuse (AODA) programming. Under this alternative, Corrections would be able to place 450 inmates at Highview. According to Corrections, AODA programming at the facility would include short-term (four to six months) residential treatment targeted to offenders who: (a) exhibit social skills deficits; (b) need treatment services that are analytically-based; or (c) are incarcerated for 5th offense operating while intoxicated.

Under the Department's revised proposal, Highview would share the following services with Stanley Correctional Institution: (a) administrative staff (warden, business director, human resources director, building and grounds supervisor, security director and purchasing); (b) food service; (c) maintenance; (d) program review committee staff; (e) education director; (f) laundry service; and (g) segregation as necessary. In addition, the Department's revised proposal would provide health services 10 hours per day during the week and eight hours per day on the weekend.

The table below identifies costs associated with the modified use of Highview with three different opening dates. It should be noted that for the January, 2005, opening date, since the facility would not be open for an entire year in 2004-05, full funding costs for operation of the

facility would not occur until the 2005-07 biennium. In the table, costs and positions are identified, along with the change in funding to Senate Bill 44.

**Highview Correctional Institution
450-Bed Alcohol and Other Drug Abuse Facility**

	<u>2003-04</u>		<u>2004-05</u>		<u>2003-04</u>		<u>Change to SB 44</u>		<u>2004-05</u>	
	<u>Funding</u>	<u>Positions</u>	<u>Funding</u>	<u>Positions</u>	<u>Funding</u>	<u>Positions</u>	<u>Funding</u>	<u>Positions</u>	<u>Funding</u>	<u>Positions</u>
April, 2004, Opening Date										
Operational Costs	\$6,127,200	152.35	\$9,119,800	152.35	\$5,848,500	152.35	\$8,766,100	152.35	\$8,766,100	152.35
Contract Bed Offset	<u>-1,689,300</u>	<u>0.00</u>	<u>-8,334,900</u>	<u>0.00</u>	<u>-1,689,300</u>	<u>0.00</u>	<u>-8,334,900</u>	<u>0.00</u>	<u>-8,334,900</u>	<u>0.00</u>
Total	\$4,437,900	152.35	\$784,900	152.35	\$4,159,200	152.35	\$431,200	152.35	\$431,200	152.35
July, 2004, Opening Date										
Operational Costs	\$3,991,700	143.70	\$9,112,300	152.35	\$3,713,000	143.70	\$8,758,600	152.35	\$8,758,600	152.35
Contract Bed Offset	<u>0</u>	<u>0.00</u>	<u>-8,111,100</u>	<u>0.00</u>	<u>0</u>	<u>0.00</u>	<u>-8,111,100</u>	<u>0.00</u>	<u>-8,111,100</u>	<u>0.00</u>
Total	\$3,991,700	143.70	\$1,001,200	152.35	\$3,713,000	143.70	\$647,500	152.35	\$647,500	152.35
January, 2005, Opening Date										
Operational Costs	\$278,700	0.00	\$8,563,700	152.35	\$0	0.00	\$8,210,000	152.35	\$8,210,000	152.35
Contract Bed Offset	<u>0</u>	<u>0.00</u>	<u>-3,795,200</u>	<u>0.00</u>	<u>0</u>	<u>0.00</u>	<u>-3,795,200</u>	<u>0.00</u>	<u>-3,795,200</u>	<u>0.00</u>
Total	\$278,700	0.00	\$4,768,500	152.35	\$0	0.00	\$4,414,800	152.35	\$4,414,800	152.35

Corrections has indicated that modifying the use of Highview may require physical modification to the facility so that additional inmates may be accommodated. The Department indicates these changes could cost up to \$888,000. It is not known at this time, however, how much of these costs could be funded through monies currently allocated by the Building Commission to the Highview project.

On an annualized basis, the operating costs of Highview used as an AODA facility are estimated to be \$9,518,800 GPR and 156.98 GPR positions to house 450 inmates.

In addition to using Highview as an AODA treatment facility, you also requested information on placement of individuals at the facility as an alternative to revocation. As discussed in LFB 2003-05 Budget Paper #244, Senate Bill 44 provides population management provisions to reduce contract bed funding in 2003-05, including a provision on expanding the use of alternatives to revocation of an offender's probation, parole, or extended supervision (ATR). Corrections currently places ATRs in various correctional centers based on offender's programming needs and prison bed space availability. Offenders placed in prison as an ATR generally serve shorter periods of time in prison than offenders whose probation, parole, or extended supervision is revoked. While bed space varies, Corrections has used an average of 119 beds in the past year. Under SB 44, Corrections would use an additional 150 beds for ATRs beginning in May, 2004.

If a portion of Highview were utilized to provide ATR programming, further contract bed savings could be realized. It should be noted, however, that no prison facility is currently used

exclusively for ATRs. Also, in 2001-02, 67% of male offenders admitted to the prison system (4,825) had AODA treatment needs. Of the total, 74% were identified as appropriate for residential treatment programs. The current maximum number of residential treatment placements at any one time is approximately 900 for male offenders. To the extent that ATRs are placed at Highview for AODA programming, fewer treatment placements would be available for offenders in prison. Given the need for AODA treatment for the inmate population, a limited number of beds at Highview could be provided for ATR programming. Similar to the Drug Abuse Correctional Center, which provides 120-day programming to ATRs, if 50 beds are designated for ATRs at Highview beginning in late 2003-2004, additional savings of \$950,200 GPR could be generated.

ITP Beds. The Governor's bill would provide 73.0 PR positions to support a 20-bed intensive treatment program, which provides treatment services on a short-term basis to individuals with developmental disabilities who have mental health or behavioral issues so that they can function in the community.

Funding and Position Authority

The Governor's proposal includes transferring 142.0 NWC employees to CWC to support the care needs of NWC residents who would also be transferred to CWC. Since all three of the centers are funded by the same PR appropriation, position authority and funding could be transferred to NWC to support the alternative services described above. In fact, all of the 142.0 positions could support the functions described in the alternatives above.

The cost of providing alternative services at NWC could also be funded with proceeds from the sale of surplus land. DHFS has recently declared approximately 222 acres of land on the NWC campus as surplus, while the Department of Corrections may soon declare 45 acres in the Chippewa Falls area as vacant. There are a few problems associated with claiming these revenues, however. First, in order to sell the land to a private bidder, an agency must have an appraisal done—a process that the Department of Administration indicates will take a minimum of two months. Furthermore, the actual sale of the land could take a full year or more. Finally, the Governor's budget includes a provision that would prohibit agencies from claiming 50% of the proceeds from the sale of surplus land. Therefore, not only will it be nearly impossible to generate revenues from the sale of surplus land before the budget passes, but it may become even more difficult to claim these revenues after the budget passes. Since the Chippewa Falls area originally donated the land to the state, it could be argued that the statutes should be amended to allow the proceeds from the sale to support development at NWC.

Another option is to transfer land to other state agencies so that they might develop programs that would benefit the Chippewa Falls economy. The Department of Administration indicates that no appraisal is necessary prior to transferring land to another state agency; therefore, the process could move at a much faster pace than selling the land to a private bidder and the benefits of such a transfer are more certain.

Statutory Changes

A number of the alternatives described in this paper would require statutory changes including: (a) creating a segregated fund, funded by the proceeds from the sale of surplus land at NWC, to support development at NWC; (b) allowing DVA to develop a veterans' assistance program, adult day health care center, an activities center, an assisted living facility, a skilled nursing facility and a medical clinic in the Chippewa Falls area; and (c) permitting the dental hygienist position classification to exist at NWC and potentially at other state centers.

We hope that this information meets your needs. Please let us know if we can be of any further assistance.

JLS/CC/lah



9004 (6/5)
State of Wisconsin
2003 - 2004 LEGISLATURE

LRB-2777/P1
RPN: [Signature]

[Signature]

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

Gen

1 AN ACT ...; relating to: veterans facilities and programs in northwestern
2 Wisconsin.

Analysis by the Legislative Reference Bureau

This is a preliminary draft. An analysis will be provided in a later version.
For further information see the *state* fiscal estimate, which will be printed as
an appendix to this bill.

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

3 SECTION 1. 20.005 (3) (schedule) of the statutes: at the appropriate place, insert
4 the following amounts for the purposes indicated:

		2003-04	2004-05
6	20.485 Veterans affairs, department of		
7	(1) HOMES AND FACILITIES FOR VETERANS		
8	(q) Northwestern facilities	SEG A	-0- -0-

1 SECTION 2. 20.485 (1) (q) of the statutes is created to read:

2 20.485 (1) (q) *Northwestern facilities*. From the veterans northwestern
3 facilities trust fund, the amounts in the schedule for the development and provision
4 of services, facilities, and programs for veterans at the Northern Wisconsin Center
5 for the Developmentally Disabled in Chippewa Falls.

6 SECTION 3. 25.17 (1) (xq) of the statutes is created to read:

7 25.17 (1) (xq) Veterans northwestern facilities trust fund (s. 25.38)

8 SECTION 4. 25.38 of the statutes is created to read:

9 **25.38 Veterans northwestern facilities trust fund.** There is created a
10 separate nonlapsible trust fund designated as the veterans northwestern facilities
11 trust fund. The fund shall consist of the net proceeds of the sale of surplus land at
12 the Northern Wisconsin Center for the Developmentally Disabled in Chippewa Falls.

13 SECTION 5. 45.385 of the statutes is renumbered 45.385 (1) and amended to
14 read:

15 45.385 (1) VETERANS SOUTHEASTERN FACILITIES. Subject to authorization under
16 ss. 13.48 (10) and 20.924 (1), the department may construct or renovate and operate
17 residential, treatment, and nursing care facilities in southeastern Wisconsin,
18 including a community-based residential facility, to be known as the Southern
19 Wisconsin Veterans Retirement Center. The department may employ any personnel
20 that are necessary for the proper management of the Southern Wisconsin Veterans
21 Retirement Center. The department may acquire by gift, purchase, or condemnation
22 lands necessary for the purposes of the Southern Wisconsin Veterans Retirement
23 Center. Title to any properties acquired under this section shall be taken in the name

1 of this state. Every deed of conveyance shall be immediately recorded in the office
2 of the proper register of deeds and filed with the secretary of state.

History: 1997 a. 121; 1999 a. 9; 2001 a. 103.

3 ~~SECTION 6.~~ 45.385 of the statutes is renumbered 45.385 (1).

4 SECTION 45.385 (2) of the statutes is created to read:

5 45.385 (2) VETERANS NORTHWESTERN FACILITIES. Subject to authorization under
6 ss. 13.48 (10) and 20.924 (1), the department may develop, construct or renovate, and
7 operate residential, treatment, and nursing care facilities and programs for veterans
8 in northwestern Wisconsin, on the property of the Northern Wisconsin Center for the
9 Developmentally Disabled in Chippewa Falls. The programs and facilities may
10 include an assisted living facility, a skilled nursing facility, a medical clinic, an adult
11 day health care center, an activities center, and a veterans' assistance program. The
12 department may employ any personnel that are necessary for the proper
13 management of these facilities and programs.

14 (END)

D-Note

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

LRB-2777/P1dn
RPN: *leg*

Date

For this draft, I have included an appropriation but have specified "\$-0-" for expenditure in fiscal years 2003 and 2004. When you know the dollar amounts that you need to include in the proposal, contact me and I will either redraft the proposal or draft an amendment, whichever is appropriate. Please note, however, that s. 16.47 (2), stats., states that neither house may pass any bill containing an appropriation, increasing the cost of state government or decreasing state revenues by more than \$10,000 annually until both houses pass the executive budget bill, except that the governor or joint committee on finance or, under certain circumstances, the committee on organization of either house may enact emergency appropriation bills prior to the passage of the executive budget bill. Note that if this bill is introduced and enacted as an emergency measure prior to passage of the budget, the appropriation set forth in this bill will be repealed by action of the budget bill (which repeals and recreates the appropriations schedule). You may instead wish to consider having this bill drafted as an amendment to the budget bill to include the correct appropriation line amount. Alternatively, you may wish to include an effective date that is later than the projected date for passage of the budget bill. Finally, you may instead wish to introduce this bill for potential passage after the passage of the budget bill. If you choose this option, please check with me after budget passage to ensure that the cross-references in this bill are still accurate and that the numbers for created statutes in the bill have not been supplanted by the budget bill.

X

X

X

X

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

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-2777/P1dn
RPN:kjf:jf

June 10, 2003

For this draft, I have included an appropriation but have specified "\$-0-" for expenditure in fiscal years 2003 and 2004. When you know the dollar amounts that you need to include in the proposal, contact me and I will either redraft the proposal or draft an amendment, whichever is appropriate. Please note, however, that s. 16.47 (2), stats., states that neither house may pass any bill containing an appropriation, increasing the cost of state government or decreasing state revenues by more than \$10,000 annually until both houses pass the executive budget bill, except that the governor or joint committee on finance or, under certain circumstances, the committee on organization of either house may enact emergency appropriation bills prior to the passage of the executive budget bill. Note that if this bill is introduced and enacted as an emergency measure prior to passage of the budget, the appropriation set forth in this bill will be repealed by action of the budget bill (which repeals and recreates the appropriations schedule). You may instead wish to consider having this bill drafted as an amendment to the budget bill to include the correct appropriation line amount. Alternatively, you may wish to include an effective date that is later than the projected date for passage of the budget bill. Finally, you may instead wish to introduce this bill for potential passage after the passage of the budget bill. If you choose this option, please check with me after budget passage to ensure that the cross-references in this bill are still accurate and that the numbers for created statutes in the bill have not been supplanted by the budget bill.

Robert P. Nelson
Senior Legislative Attorney
Phone: (608) 267-7511
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Emery, Lynn

From: Sen.Zien

Sent: Wednesday, June 11, 2003 9:32 AM

To: Emery, Lynn

Subject: RE: Draft review: LRB 03-2777/P1 Topic: Veterans facility in northern Wisconsin

Per Susan Marcott's discussion with Bob Nelson yesterday, this draft is ready for introduction.
Thank you.

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

From: Emery, Lynn

Sent: Tuesday, June 10, 2003 1:27 PM

To: Sen.Zien

Subject: Draft review: LRB 03-2777/P1 Topic: Veterans facility in northern Wisconsin

Following is the PDF version of draft LRB 03-2777/P1 and drafter's note.

Please jacket for the Senate

06/11/2003

Nelson, Robert P.

From: Marcott, Susan
Sent: Tuesday, June 10, 2003 2:40 PM
To: Nelson, Robert P.
Cc: Hogan, John
Subject: LRB 2777/P1

Hi Bob,

I also left a message on your voice mail, but thought it might be helpful to pose the questions we had to you in writing:

1. We do not know how much -- if any -- dollars will be needed in the 2003-05 biennium for a veterans assistance program and Chippewa Falls Clinic, which are the two items that DVA projects would be operating in 2004-05. They call for them to be paid for through federal VA support, VA per diem and PR support. Is it necessary to allocate funds for that purpose, especially given they would have to go through JFC for funding approval?

2. On p. 2, lines 7 to 12, a trust fund is created from the sale of land to be used for a veterans northwestern trust fund. There was a budget motion on the Northern Center that would ensure that all of the proceeds from the sale of land at NWC would be credited to the center's PR general program operations appropriation, which would make the revenues available to support the increased costs of maintaining services at the NWC. We want to ensure that funds from the sale of the land would be used to support those operations, as well as provide revenue for start-up costs for a veterans facility. Is this language congruent with what passed in the budget?

I will be leaving at 3:30 p.m. today and gone for the next week. As such, would you also please respond to John Hogan in our Madison office on these issues. Thanks for your help.

Susan Marcott
Office of Sen. Dave Zien
(715) 834-7723



State of Wisconsin
2003 - 2004 LEGISLATURE

LRB-2777/1
RPN:kjf:jf

OTHER

~~PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION~~

Regen

1 AN ACT ~~to renumber and amend~~ 45.385; and ~~to create~~ 20.485 (1) (q), 25.17 (1)
2 (xq), 25.38 and 45.385 (2) of the statutes; **relating to:** veterans facilities and
3 programs in northwestern Wisconsin.

Analysis by the Legislative Reference Bureau

*Insert
and* →

~~This is a preliminary draft. An analysis will be provided in a later version.~~
For further information see the *state* fiscal estimate, which will be printed as
an appendix to this bill.

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

4 SECTION 1. 20.005 (3) (schedule) of the statutes: at the appropriate place, insert
5 the following amounts for the purposes indicated:

		2003-04	2004-05
6			
7	20.485 Veterans affairs, department of		
8	(1) HOMES AND FACILITIES FOR VETERANS		
9	(q) Northwestern facilities	SEG A	-0- -0-

1 **SECTION 2.** 20.485 (1) (q) of the statutes is created to read:

2 20.485 (1) (q) *Northwestern facilities.* From the veterans northwestern
3 facilities trust fund, the amounts in the schedule for the development and provision
4 of services, facilities, and programs for veterans at the Northern Wisconsin Center
5 for the Developmentally Disabled in Chippewa Falls.

6 **SECTION 3.** 25.17 (1) (xq) of the statutes is created to read:

7 25.17 (1) (xq) Veterans northwestern facilities trust fund (s. 25.38)

8 **SECTION 4.** 25.38 of the statutes is created to read:

9 **25.38 Veterans northwestern facilities trust fund.** There is created a
10 separate nonlapsible trust fund designated as the veterans northwestern facilities
11 trust fund. The fund shall consist of the net proceeds of the sale of surplus land at
12 the Northern Wisconsin Center for the Developmentally Disabled in Chippewa Falls.

13 **SECTION 5.** 45.385 of the statutes is renumbered 45.385 (1) and amended to
14 read:

15 45.385 (1) VETERANS SOUTHEASTERN FACILITIES. Subject to authorization under
16 ss. 13.48 (10) and 20.924 (1), the department may construct or renovate and operate
17 residential, treatment, and nursing care facilities in southeastern Wisconsin,
18 including a community-based residential facility, to be known as the Southern
19 Wisconsin Veterans Retirement Center. The department may employ any personnel
20 that are necessary for the proper management of the Southern Wisconsin Veterans
21 Retirement Center. The department may acquire by gift, purchase, or condemnation
22 lands necessary for the purposes of the Southern Wisconsin Veterans Retirement
23 Center. Title to any properties acquired under this section shall be taken in the name
24 of this state. Every deed of conveyance shall be immediately recorded in the office
25 of the proper register of deeds and filed with the secretary of state.

1 **SECTION 6.** 45.385 (2) of the statutes is created to read:

2 45.385 (2) **VETERANS NORTHWESTERN FACILITIES.** Subject to authorization under
3 ss. 13.48 (10) and 20.924 (1), the department may develop, construct or renovate, and
4 operate residential, treatment, and nursing care facilities and programs for veterans
5 in northwestern Wisconsin, on the property of the Northern Wisconsin Center for the
6 Developmentally Disabled in Chippewa Falls. The programs and facilities may
7 include an assisted living facility, a skilled nursing facility, a medical clinic, an adult
8 day health care center, an activities center, and a veterans' assistance program. The
9 department may employ any personnel that are necessary for the proper
10 management of these facilities and programs.

11

(END)

2003-2004 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-2777/1ins
RPN:kjf:jf

insert anl:

Under current law, the department of veterans affairs (department) is authorized to operate residential, treatment, and nursing care facilities in southeastern Wisconsin, on land formerly occupied by the southern center for the developmentally disabled located in Union Grove. The department has the authority to employ necessary personnel and to purchase or condemn lands necessary to construct and operate these facilities. Currently, the department does operate ③ community-based residential facilities on the property. X

This bill gives the department similar authority to develop, construct or renovate, and operate residential, treatment, and nursing care facilities in northwestern Wisconsin, on land located at the Northern Wisconsin Center for the Developmentally Disabled in Chippewa Falls. The bill also creates a trust fund to pay for the development of these facilities, funded from the net proceeds of the sale of surplus land at the northern center. X

Mentkowski, Annie

From: Hogan, John
Sent: Friday, June 13, 2003 2:53 PM
To: LRB.Legal
Subject: Draft review: LRB 03-2777/1 Topic: Veterans facility in northern Wisconsin

It has been requested by <Hogan, John> that the following draft be jacketed for the SENATE:

Draft review: LRB 03-2777/1 Topic: Veterans facility in northern Wisconsin

Memo

To: Senator Representative Zich

(The Draft's Requester)

Per your request: ... the attached fiscal estimate was prepared for your unIntroduced 2003 draft.

LRB Number: LRB -2777

Version: "11"

Fiscal Estimate Prepared By: (agency abbr.) DVA

If you have questions about the enclosed fiscal estimate, you may contact the state agency representative that prepared the fiscal estimate. If you disagree with the enclosed fiscal estimate, please contact the LRB drafter of your proposal to discuss your options under the fiscal estimate procedure.

Entered In Computer And Copy Sent To Requester Via E-Mail: 6/23/2003

* * * * *

To: LRB - Legal Section PA's

Subject: *Fiscal Estimate Received For An Unintroduced Draft*

- > **If redrafted** ... please insert this cover sheet and attached early fiscal estimate into the drafting file ... after the draft's old version (the version that this fiscal estimate was based on), and before the markup of the draft on the updated version.
- > **If introduced** ... and the version of the attached fiscal estimate is for a **previous version** ... please insert this cover sheet and attached early fiscal estimate into the drafting file ... after the draft's old version (the version that this fiscal estimate was based on), and before the markup of the draft on the updated version. Have Mike (or Lynn) get the ball rolling on getting a fiscal estimate prepared for the introduced version.
- > **If introduced** ... and the version of the attached fiscal estimate is for the **current version** ... please write the draft's introduction number below and give to Mike (or Lynn) to process.

THIS DRAFT WAS INTRODUCED AS: 2003 SB 205

Emery, Lynn

From: Emery, Lynn
Sent: Monday, June 23, 2003 1:52 PM
To: Sen.Zien
Subject: LRB-2777/1 (FE by DVA - attached - for your review)



03-2777feDVA.pdf

Lynn Emery
Program Assistant
Legislative Reference Bureau
608-266-3561
lynn.emery@legis.state.wi.us