

2005 DRAFTING REQUEST

Bill

Received: 09/29/2004

Received By: rnelson2

Wanted: As time permits

Identical to LRB:

For: Administration-Budget 7-0371

By/Representing: Schaeffer

This file may be shown to any legislator: NO

Drafter: rnelson2

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Addl. Drafters:

Subject: Veterans - facilities

Extra Copies:

Submit via email: NO

Pre Topic:

DOA:.....Schaeffer, BB0108 -

Topic:

Southeastern facility admissions

Instructions:

See Attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?				_____			State
/1	rnelson2 10/01/2004	jdye 10/11/2004	rschluet 10/11/2004	_____	lnorthro 10/11/2004		

FE Sent For:

<END>

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FE Sent For:

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2003-05 Budget Bill Statutory Language Drafting Request

- Topic: Southeastern facility admission criteria change
- Tracking Code: BB0108
- SBO team: Ops
- SBO analyst: Carole Schaeffer
 - Phone: 7-0371
 - Email: carole.schaeffer@doa.state.wi.us
- Agency acronym: DVA
- Agency number: 485

SOUTHEASTERN FACILITY ADMISSION CRITERIA CHANGE

Eligibility for the admission of surviving spouses and parents of veterans to a southeastern facility is enabled through the following amendment. The language would be similar to the language governing the home at King. That is, the veterans board would set occupancy levels that would allow these nonveterans to be admitted whenever the admission would not jeopardize federal per diem payments or not be likely to result in the denial of an otherwise eligible veteran.

Section 1. 45.37 (4) (b) of the statutes is amended to read:

45.37 (4) (b) *Basis of eligibility of nonveterans.* Spouses, surviving spouses and parents derive their eligibility from the eligibility of the veteran upon whose service it is based. Surviving spouses and parents of eligible veterans shall not be eligible for admission to a southeastern facility unless the southeastern facility's overall occupancy level is below an optimal level as determined by the board. Surviving spouses and parents of eligible veterans shall not be eligible for admission to the home except for those admitted to the home prior to May 5, 1976, or unless the home's overall occupancy level is below an optimal level as determined by the board.

Section 2. 45.37 (4) (c) of the statutes is amended to read:

45.37 (4) (c) *Order of priority.* 1m. The order of priority for admission to the home or southeastern facility shall be as follows:

- a. Eligible veterans shall have 1st priority.
- b. Spouses of eligible veterans shall be given 2nd priority.
- c. Surviving spouses of eligible veterans shall be given 3rd priority for admission to the home.
- d. Parents of eligible veterans shall be given 4th priority for admission to the home.

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5. The department may deviate from this sequence upon order of the board in order to prevent the separation of a family unit of husband and wife.

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State of Wisconsin
2005 - 2006 LEGISLATURE

LRB-0326/1

RPN:.....

SOON

Jld

DOA:.....Schaeffer, BB0108 - Southeastern facility admissions

FOR 2005-07 BUDGET -- NOT READY FOR INTRODUCTION

do not gen

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

Analysis by the Legislative Reference Bureau

VETERANS AND MILITARY AFFAIRS

Current law prohibits admission of surviving spouses or parents of veterans to the southeastern home for veterans at Union Grove, but does permit those persons admission to the home at King if the veterans board determines that the home's overall occupancy level is below an optimal level, as determined by the board.

This bill allows surviving spouses or parents of veterans to be admitted to the southeastern home for veterans at Union Grove if the veterans board determines that the home's overall occupancy level is below an optimal level, as determined by the board, the same standard as for the home at King.

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:

- 2 SECTION 1. 45.37 (4) (b) of the statutes is amended to read:
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- 4 and parents derive their eligibility from the eligibility of the veteran upon whose

Wisconsin Veterans
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 3 level is below an optimal level as determined by the board. Surviving spouses and
 4 parents of eligible veterans shall not be eligible for admission at the home except for
 5 those admitted to the home prior to May 5, 1976, or unless the home's overall
 6 occupancy level is below an optimal level as determined by the board.

History: 1971 c. 40, 42, 198; 1973 c. 90, 147; 1973 c. 333 ss. 84, 85, 86, 201m; 1975 c. 39, 94, 199, 224; 1977 c. 29; 1977 c. 105 s. 59; 1977 c. 237, 309; 1977 c. 418 s. 924 (50); 1977 c. 447 s. 206; 1979 c. 34; 1979 c. 110 s. 60 (13); 1979 c. 221; 1981 c. 20 ss. 733m, 2202 (55) (a); 1981 c. 390; 1983 a. 27, 368, 430; 1985 a. 29, 135; 1985 a. 332 s. 251 (1); 1987 a. 27, 399; 1989 a. 31, 56; 1991 a. 2, 39, 102, 189; 1993 a. 16, 254; 1995 a. 123, 255; 1997 a. 27; 1999 a. 9, 63, 83, 185, 186; 2001 a. 16, 102, 103; 2003 a. 33.

7 **SECTION 2.** 45.37 (4) (c) 1m. c. of the statutes is amended to read:

8 45.37 (4) (c) 1m. c. Surviving spouses of eligible veterans shall be given 3rd
 9 priority ~~for admission to the home.~~

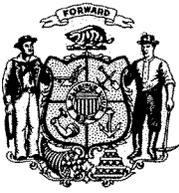
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10 **SECTION 3.** 45.37 (4) (c) 1m. d. of the statutes is amended to read:

11 45.37 (4) (c) 1m. d. Parents of eligible veterans shall be given 4th priority ~~for~~
 12 ~~admission to the home.~~

History: 1971 c. 40, 42, 198; 1973 c. 90, 147; 1973 c. 333 ss. 84, 85, 86, 201m; 1975 c. 39, 94, 199, 224; 1977 c. 29; 1977 c. 105 s. 59; 1977 c. 237, 309; 1977 c. 418 s. 924 (50); 1977 c. 447 s. 206; 1979 c. 34; 1979 c. 110 s. 60 (13); 1979 c. 221; 1981 c. 20 ss. 733m, 2202 (55) (a); 1981 c. 390; 1983 a. 27, 368, 430; 1985 a. 29, 135; 1985 a. 332 s. 251 (1); 1987 a. 27, 399; 1989 a. 31, 56; 1991 a. 2, 39, 102, 189; 1993 a. 16, 254; 1995 a. 123, 255; 1997 a. 27; 1999 a. 9, 63, 83, 185, 186; 2001 a. 16, 102, 103; 2003 a. 33.

(end)



State of Wisconsin
2005 - 2006 LEGISLATURE

LRB-0326/1

RPN;jld:rs

DOA:.....Schaeffer, BB0108 - Southeastern facility admissions

FOR 2005-07 BUDGET -- NOT READY FOR INTRODUCTION

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

Analysis by the Legislative Reference Bureau

VETERANS AND MILITARY AFFAIRS

Current law prohibits admission of surviving spouses or parents of veterans to the southeastern facility for veterans at Union Grove, but permits admission of those persons to the Wisconsin Veterans Home at King if the Board of Veterans Affairs (board) determines that the home's overall occupancy level is below an optimal level, as determined by the board.

This bill allows surviving spouses or parents of veterans to be admitted to the southeastern facility for veterans at Union Grove if the board determines that the facility's overall occupancy level is below an optimal level, as determined by the board, the same standard as for the Wisconsin Veterans Home at King.

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

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13 (END)