

2005 DRAFTING REQUEST

Bill

Received: **11/12/2004**

Received By: **gmalaise**

Wanted: **As time permits**

Identical to LRB:

For: **Steve Kestell (608) 266-8530**

By/Representing: **Dave Matzen**

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

Drafter: **gmalaise**

May Contact:

Addl. Drafters:

Subject: **Children - abuse and neglect**

Extra Copies:

Submit via email: **YES**

Requester's email: **Rep.Kestell@legis.state.wi.us**

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Child Abuse and Neglect Prevention Board; various changes

Instructions:

See Attached--redraft 2003 AB 211 with AA1, AA1 to AA1 and AA2 folded in.

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>
/?	gmalaise 11/24/2004	wjackson 12/22/2004		_____			S&L
/1			pgreensl 12/22/2004	_____	sbasford 12/22/2004		S&L
/2	gmalaise 02/04/2005	wjackson 02/07/2005	pgreensl 02/07/2005	_____	sbasford 02/07/2005	lnorthro 03/17/2005	

FE Sent For:

<END>

At
Intro.

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1/?	gmalaise	1/12/22 WJ	1/23 Pf	1/23 P8715			

FE Sent For:

<END>

Malaise, Gordon

From: Matzen, David
Sent: Thursday, November 11, 2004 1:16 PM
To: Malaise, Gordon
Subject: RE: Rep. Kestell, re-draft of AB 211

-1098
a 1574/2
a 1582,
a 2074/2

Sorry! Let's add that too. Forgot about that one! You need the JFC on board...

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

From: Malaise, Gordon
Sent: Thursday, November 11, 2004 1:13 PM
To: Matzen, David
Subject: RE: Rep. Kestell, re-draft of AB 211

OK. That would be AA1 and AA2 offered by Children and Families, but not the JCF amendment, AA1 to AA1.

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

From: Matzen, David
Sent: Thursday, November 11, 2004 1:07 PM
To: Malaise, Gordon
Subject: RE: Rep. Kestell, re-draft of AB 211

Yes, please incorporate the two amendments covered in the Leg. Council amendment memo from Nov. 6, 2003. Thanks!

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

From: Malaise, Gordon
Sent: Thursday, November 11, 2004 1:02 PM
To: Matzen, David
Subject: RE: Rep. Kestell, re-draft of AB 211

Dave:

I also see that a few amendments to AB 211 were offered by the Committee on Children and Families and the Joint Committee on Finance, specifically AA1, AA1 to AA1, and AA2. Do you want any or all of these amendments folded in?

Gordon

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

From: Matzen, David
Sent: Thursday, November 11, 2004 12:45 PM
To: Malaise, Gordon
Subject: Rep. Kestell, re-draft of AB 211

✓ Hi Gordon- I was wondering if you could help us out by re-drafting 2003-2004 AB 211. The only addition would be under membership, add the Secretary of DWD and one public member. Thanks, Dave (266-8530)

2786

Malaise, Gordon

From: Matzen, David
Sent: Thursday, December 09, 2004 11:37 AM
To: Malaise, Gordon
Subject: RE: Redraft of AB 211

Thanks

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

From: Malaise, Gordon
Sent: Thursday, December 09, 2004 11:09 AM
To: Matzen, David
Subject: RE: Redraft of AB 211

Dave:

OK. So drafting-wise we will *permit*, not require or prohibit, the board to spend the interest on its projects.

Gordon

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

From: Matzen, David
Sent: Thursday, December 09, 2004 9:41 AM
To: Malaise, Gordon
Subject: Redraft of AB 211

Hi Gordon- Sorry I haven't gotten back to you sooner on your question. After speaking with MaryAnne from the CTF, she thought the issue would be cleared up by having the Board's discretion over the use of the interest. Since I don't know how similar Board's cover that issue, what is your opinion? Thanks, Dave in Kestell's Office

**ASSEMBLY AMENDMENT 1,
TO 2003 ASSEMBLY BILL 211**

October 30, 2003 - Offered by COMMITTEE ON CHILDREN AND FAMILIES.

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

2 ~~1.~~ Page 5, line 11: delete lines 11 to 25.

3 ~~2.~~ Page 6, line 1: delete lines 1 to 4 and substitute:

4 "SECTION 5d. 20.433 (1) (g) of the statutes is amended to read:

5 20.433 (1) (g) *General program operations.* From all moneys received under s.
6 69.22 (1m), the amounts in the schedule to be used for the expenses of the child abuse
7 and neglect prevention board under s. 48.982 (2) and (3), for the general program
8 operations of the ~~early childhood family education~~ family resource center grant
9 program under s. 48.982 (6) ~~and the right from the start program under s. 48.982 (7)~~
10 ~~and for technical assistance to right from the start grant recipients under s. 48.982~~
11 ~~(7) (a), and for technical assistance to organizations under s. 48.982 (4) and (6).~~

12 SECTION 6d. 20.433 (1) (h) of the statutes is amended to read:

1 ✓ 20.433 (1) (h) *Grants to organizations*. All moneys received under s. 69.22 (1m),
2 less the amounts appropriated under par. (g), to be used for ~~grants under s. 48.982~~
3 ~~(2e) (am) to the corporation organized under s. 48.982 (2e) (a) 1. and for grants to~~
4 organizations under s. 48.982 (4), and (6) and (7).

5 SECTION 6v. 20.433 (1) (m) of the statutes is amended to read:

6 20.433 (1) (m) *Federal project operations*. All moneys received from the federal
7 government for technical assistance under s. 48.982 (4) and (6) and for the state
8 administration of specific limited term projects, to be expended for the purposes
9 specified.

10 ✓ SECTION 7d. 20.433 (1) (ma) of the statutes is amended to read:

11 20.433 (1) (ma) *Federal project aids*. All moneys received from the federal
12 government for ~~early childhood family education~~ family resource center grants
13 under s. 48.982 (6) (a), and for specific limited term projects, to be expended as aids
14 to individuals or organizations for the purposes specified.”.

15 ~~3.~~ Page 6, line 24: after “and” insert “providing”.

16 ~~4.~~ Page 10, line 1: delete that line and substitute: “48.982 (2e) (a) 5. All”.

17 ~~5.~~ Page 10, line 7: delete “(g)” and substitute “(h)”.

18 ~~6.~~ Page 10, line 15: delete “(g)” and substitute “(h)”.

19 ~~7.~~ Page 11, line 23: delete lines 23 to 25.

20 ~~8.~~ Page 12, line 1: delete lines 1 to 4 and substitute:

21 “SECTION 23d. 48.982 (2e) (e) of the statutes is amended to read:

22 48.982 (2e) (e) The board of directors of any corporation established under this
23 subsection shall consist of 5 9 members, including the chairperson of the board and
24 4 members of the board, elected by the board, ~~of which one shall be a legislator. No~~

1 ~~2 members of the board of directors may be from the same category of board members~~
2 ~~under s. 15.195 (4) (a) to (g).~~

3 ~~9.~~ Page 12, line 21: after "(1)" insert "(g)".

~~10.~~ Page 14, line 8: delete "(h), (i), (k)," and substitute "(g), (h), (i), (k), (m)".

(END)

Insert 4
3-4 5

**ASSEMBLY AMENDMENT 1,
TO ASSEMBLY AMENDMENT 1,
TO 2003 ASSEMBLY BILL 211**

February 4, 2004 - Offered by JOINT COMMITTEE ON FINANCE.

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

2 ~~1.~~ Page 1, line 12: delete that line.

3 ~~2.~~ Page 2, line 1: delete lines 1 to 4 and substitute:

4 "SECTION 6e. 20.433 (1) (h) of the statutes is amended to read:

5 20.433 (1) (h) *Grants to organizations.* All moneys received under s. 69.22 (1m),
6 less the amounts appropriated under par. (g), to be used for grants to organizations
7 under s. 48.982 (4), and (6) and (7)."

8 ~~3.~~ Page 2, line 17: delete lines 17 and 18 and substitute:

9 "5d. Page 10, line 6: delete lines 6 to 20 and substitute:

10 ✓ "SECTION 24d. 48.982 (2e) (am) of the statutes is created to read:

11 48.982 (2e) (am) From the appropriation under s. 20.433 (1) (q), the board may
12 award a grant of not more than \$100,000 in each of fiscal years 2004-05 and 2005-06

✓
27/8



ASSEMBLY AMENDMENT 2,
TO 2003 ASSEMBLY BILL 211

October 30, 2003 - Offered by COMMITTEE ON CHILDREN AND FAMILIES.

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

2 **1.** Page 10, line 10: delete "\$150,000 in fiscal year 2003-04" and substitute
3 "\$100,000 in fiscal year 2004-05".

4 **2.** Page 10, line 18: delete "\$150,000 in each fiscal year 2003-04" and
5 substitute "\$100,000 in fiscal year 2004-05 2005-06".

6 **3.** Page 11, line 7: after "indefinitely." insert ". Beginning in fiscal year
7 2006-07, the total amount that the corporation may expend in a given fiscal year for
8 administrative and fund-raising costs may not exceed 14 percent of the amount of
9 contributions, grants, gifts, and bequests accepted by the corporation in that fiscal
10 year.".

11 **4.** Page 18, line 17: delete "2004" and substitute "2005".

12 (END)

12/22

2003 - 2004 LEGISLATURE

DMT

LRB-109871
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WJ:

LPS:
Please
PWF.

2003 ASSEMBLY BILL 211

LPS: Please
Check Auto Ref.

March 25, 2003 - Introduced by Representatives KESTELL and LASSA, cosponsored by Senator WREN. Referred to Committee on Children and Families.

Repeal

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AN ACT *to repeal* 25.67 (2) (a) 2., 48.982 (6) (f), 48.982 (7) (a), 48.982 (7) (b), 48.982 (7) (c), 48.982 (7) (e), 48.982 (7) (f), 48.982 (7) (fg) and 48.982 (7) (g); *to renumber and amend* 48.982 (2e) (a) and 48.982 (2e) (b); *to consolidate, renumber and amend* 25.67 (2) (a) (intro.) and 1.; *to amend* 15.195 (4) (intro.), 15.195 (4) (g), 20.433 (1) (g), 20.433 (1) (h), 20.433 (1) (ma), 20.433 (1) (q), 25.40 (1) (a) 16., 48.982 (1) (b), 48.982 (2) (a), 48.982 (2) (c), 48.982 (2) (d), 48.982 (2) (g) 1., 48.982 (2) (g) 2., 48.982 (2) (g) 4., 48.982 (2) (gm), 48.982 (2e) (am), 48.982 (2e) (c), 48.982 (2e) (e), 48.982 (2m) (intro.), 48.982 (2m) (a), 48.982 (4) (title), 48.982 (4) (a), 48.982 (4) (b) 1., 48.982 (4) (b) 2., 48.982 (4) (c), 48.982 (4) (d) (intro.), 48.982 (4) (d) 2., 48.982 (4) (e), 48.982 (6) (title), 48.982 (6) (a), 48.982 (6) (am), 48.982 (6) (b), 48.982 (6) (c), 48.982 (6) (d), 48.982 (7) (d) (intro.), 48.982 (7) (d) 1., 48.982 (7) (d) 2., 48.982 (7) (d) 3., 48.982 (7) (d) 4., 48.982 (7) (h) and 341.14 (6r) (b) 6.; *to repeal and recreate* 48.982 (7) (title); and *to create* 15.195 (4) (dm), 20.395 (1) (ih), 48.982 (2e) (a) 2., 48.982 (2e) (a) 4.,

ASSEMBLY BILL 211

1 ~~48.982 (2e) (a) 5., 48.982 (2e) (am) and 48.982 (2m) (am) of the statutes;~~
2 **relating to:** a nonstock, nonprofit corporation organized by the Child Abuse
3 and Neglect Prevention Board, the membership of that board, the grant
4 programs administered by that board, and making appropriations.

Analysis by the Legislative Reference Bureau

Introduction

Under current law, the Child Abuse and Neglect Prevention Board (CANPB), conducts certain activities relating to the prevention of child abuse and neglect. Those activities include awarding grants for child abuse and neglect prevention programs, early childhood family education centers, and right from the start projects; recommending policy changes to reduce the problems of child abuse and neglect; and developing public awareness of the problems of child abuse and neglect. Currently, the activities of the CANPB are funded by federal funds, moneys received from the sale of duplicate birth certificates, and moneys from the ~~Children's Trust Fund~~, which consists of contributions, grants, gifts, and bequests received for the fund and moneys received from the sale of "Celebrate Children" license plates. This bill makes various changes relating to a nonstock, nonprofit corporation organized by the CANPB, the membership of the CANPB, and the grant programs administered by the CANPB.

Nonstock, nonprofit corporation

Current law authorizes the CANPB to organize a nonstock, nonprofit corporation that is exempt from federal and state taxation for the purpose of soliciting and accepting tax-deductible contributions, grants, gifts, and bequests for the ~~Children's Trust Fund~~. The corporation is governed by a board of directors consisting of five members, including the chairperson of the CANPB and four members of the CANPB, elected by the CANPB, of which one must be a legislator. The corporation may not employ staff, but rather receives administrative services from the CANPB as determined by the CANPB.

This bill expands the purposes of the corporation organized by the CANPB to include not only soliciting and accepting contributions, grants, gifts, and bequests for the ~~Children's Trust Fund~~ but also administering any programs that the CANPB contracts with the corporation to administer. The bill also permits the corporation, in addition to depositing those contributions, grants, gifts, and bequests in the ~~Children's Trust Fund~~, to deposit those contributions, grants, gifts, and bequests into a fund that the corporation must establish and maintain under the bill and to use those moneys for the authorized purposes of the corporation or to pay for the operating costs of the corporation or to permit those contributions, grants, gifts, and bequests to accumulate indefinitely. In addition, the bill requires the Department of Transportation to deposit moneys received from the sale of "Celebrate Children" license plates in the fund established by the corporation, rather than in the

ASSEMBLY BILL 211

- 3 -

and eliminates the requirement that one member of the board of directors of the corporation be a legislator

LRB-1098/1
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Children's Trust Fund, and requires the secretary of administration to transfer the unencumbered balance in the Children's Trust Fund that is derived from the sale of those license plates to the fund established by the corporation, where those moneys must be permitted to accumulate indefinitely. Under the bill, the corporation must annually submit to the CANPB for its approval a budget specifying how the corporation intends to allocate its moneys. The budget must specify the amount of contributions, grants, gifts, and bequests accepted by the corporation that will be deposited in the Children's Trust Fund and the amount of those contributions, grants, gifts, and bequests that will be deposited in the fund of the corporation and, of the amounts deposited in that fund, the amounts that will be allocated for each of the corporation's purposes or that will be permitted to accumulate indefinitely.

In addition, the bill authorizes the CANPB to award, from moneys received from the sale of duplicate birth certificates and from interest earned on moneys received from the sale of "Celebrate Children" license plates, a grant of not more than \$150,000 in each fiscal year to the corporation and requires the corporation to use the grant moneys awarded for the corporation's authorized purposes. The bill also adds four members, elected by the CANPB, to the board of directors of the corporation, which additional members may not be members of the CANPB. Finally, the bill permits the corporation to employ staff to perform administrative services for the corporation.

Membership of CANPB

Under current law, the CANPB consists of 16 members including the governor, the attorney general, the secretary of health and family services, the state superintendent of public instruction, one majority party and one minority party member of each house of the legislature, and eight public members, six of whom must be appointed on the basis of expertise, experience, and interest in the prevention of child abuse and neglect or on the basis of expertise or experience in intervention in cases of child abuse and neglect, one of whom must be an adult who was the victim of abuse or neglect as a child, and one of whom must be a parent who formerly abused or neglected his or her child.

This bill adds the secretary of corrections and one additional public member to the CANPB. The bill also eliminates the requirements that one public member be an adult who was the victim of abuse or neglect as a child and that one public member be a parent who formerly abused or neglected his or her child and instead requires that all public members be appointed on the basis of expertise, experience, leadership, or advocacy in the prevention of abuse or neglect.

Grant programs administered by CANPB

Under current law, the CANPB awards grants to organizations for child abuse and neglect prevention programs that promote public awareness of the need for child abuse and neglect prevention and that provide community-based education and services for parents, children, and families; early childhood family education centers that provide parenting education and referrals to other social services programs; and right from the start projects that provide outreach services to the parents of newborn infants.

The Children's Trust Fund
\$100,000 in each of fiscal years 2005-06 and 2006-07

together with all interest earned on the moneys deposited in the corporation's fund

two

the secretary of workforce development

ASSEMBLY BILL 211

This bill eliminates grants for right from the start projects and changes the term "early childhood family education center" to "family resource center." The bill also permits the CANPB to provide technical assistance to an organization to which the CANPB awards a grant, increases from \$75,000 to not more than \$150,000 the amount allocated in each fiscal year for family resource center grants in Milwaukee County, and permits the CANPB to provide child abuse and neglect information and services on a statewide basis.

In addition, the bill requires an organization that applies for a grant from the CANPB to include proof in its grant application that the organization has the cultural competency — which is defined as the ability to understand and act respectfully toward the beliefs, interpersonal styles, attitudes, and behaviors of persons and families of various cultures — to provide services to persons and families in the various cultures in the organization's target population and has the ability to maximize the coordination of services and minimize the duplication of services by coordinating with other organizations, to provide programs that identify and build on a family's strengths to encourage the development of a healthy family, provide culturally competent services, and provide community-based services through its program.

For further information see the *state and local* 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:

1 **SECTION 1.** 15.195 (4) (intro.) of the statutes is amended to read:

2 15.195 (4) CHILD ABUSE AND NEGLECT PREVENTION BOARD. (intro.) There is
3 created a child abuse and neglect prevention board which is attached to the
4 department of health and family services under s. 15.03. The board shall consist of
5 ~~16~~ 18 members as follows: (ds)

6 **SECTION 2.** 15.195 (4) (dm) of the statutes is created to read:

7 15.195 (4) (dm) The secretary of corrections or his or her designee.

8 **SECTION 3.** 15.195 (4) (g) of the statutes is amended to read:

9 15.195 (4) (g) Eight ~~Nine~~ ^{Ten} public members appointed by the governor for
10 staggered 3-year terms. Six of the The public members shall be appointed on the
11 basis of expertise, experience and interest, leadership, or advocacy in the prevention

SEC # CR; 15.195 (4) (dr)
15.195 (4) (dr) The secretary of workforce development
or his or her designee

ASSEMBLY BILL 211

1 of child abuse and neglect ~~or expertise and experience in intervention in cases of child~~
2 ~~abuse and neglect. One public member shall be an adult who was a victim of abuse~~
3 ~~or neglect as a child. One public member shall be a parent who formerly abused or~~
4 ~~neglected one or more of his or her children and who has received treatment or advice~~
5 ~~from an organization that provides child abuse and neglect prevention and~~
6 ~~intervention services.~~

7 SECTION 4. 20.395 (1) (ih) of the statutes is created to read:

8 20.395 (1) (ih) *Child abuse and neglect prevention, state funds.* From the
9 general fund, all moneys received under s. 341.14 (6r) (b) 6., for the purpose of
10 making deposits to the fund established under s. 48.982 (2e) (a) 2.

11 SECTION 5. 20.433 (1) (g) of the statutes is amended to read:

12 20.433 (1) (g) *General program operations.* From all moneys received under s.
13 69.22 (1m), the amounts in the schedule to be used for the expenses of the child abuse
14 and neglect prevention board under s. 48.982 (2) and (3), ~~for grants under s. 48.982~~
15 ~~(2e) (am) to the corporation organized under s. 48.982 (2e) (a) 1. and~~ for the general
16 program operations of the early childhood family education family resource center
17 grant program under s. 48.982 (6) and the right from the start program under s.
18 48.982 (7) and for technical assistance to right from the start grant recipients under
19 s. 48.982 (7) (a) and for technical assistance to organizations under

20 SECTION 6. 20.433 (1) (h) of the statutes is amended to read:

21 20.433 (1) (h) *Grants to organizations.* All moneys received under s. 69.22 (1m),
22 less the amounts appropriated under par. (g), to be used for grants and technical
23 assistance to organizations under s. 48.982 (4), and (6) and (7) and for the provision
24 of child abuse and neglect information and services.

25 SECTION 7. 20.433 (1) (ma) of the statutes is amended to read:

Insert
5-24

ASSEMBLY BILL 211

1 20.433 (1) (ma) *Federal project aids*. All moneys received from the federal
 2 government for ~~early childhood family education~~ family resource center grants and
 3 ~~technical assistance~~ under s. 48.982 (6) (a),[✓] and for specific limited term projects, to
 4 be expended as aids to individuals or organizations for the purposes specified.

5 **SECTION 8.** 20.433 (1) (q)[✓] of the statutes is amended to read:

6 20.433 (1) (q) *Children's trust fund; gifts and grants*. From the children's trust
 7 fund, all moneys received as contributions, grants, gifts, and bequests for that trust
 8 fund under s. 48.982 (2) (d) or (2e) (a), ~~other than moneys received under s. 341.14~~
 9 ~~(6r) (b) 6., and all interest earned on moneys received under s. 341.14 (6r) (b) 6., 3.~~[✓]
 10 to carry out the purposes for which made and received under s. 48.982 (2m).

11 **SECTION 9.** 25.40 (1) (a) 16. of the statutes is amended to read:

12 25.40 (1) (a) 16. Moneys received under s. 341.14 (6r) (b) 6. that are deposited
 13 ~~in the children's trust fund established under s. 48.982 (2e) (a) 2.~~[✓]
 14 *STEP 1/1/10*

15 **SECTION 10.** 25.67 (2) (a) (intro.)[✓] and 1.[✓] of the statutes are consolidated,
 16 renumbered 25.67 (2) (a)[✓] and amended to read:

17 25.67 (2) (a) The fund shall consist of the following: 1. Moneys all moneys
 18 received for the fund under s. 48.982 (2) (d) or (2e) (a) 3.[✓]

19 **SECTION 11.** 25.67 (2) (a) 2.[✓] of the statutes is repealed.

20 **SECTION 12.** 48.982 (1) (b) of the statutes is amended to read:

21 48.982 (1) (b) "Board" means the child abuse and neglect prevention board
 22 created under s. 15.195 (4).

23 **SECTION 13.** 48.982 (2) (a)[✓] of the statutes is amended to read:

24 48.982 (2) (a) Biennially, develop and transmit to the governor and the
 25 presiding officer of each house of the legislature a plan for awarding grants and
technical assistance to organizations and for providing child abuse and neglect

providing

ASSEMBLY BILL 211

1 prevention information and services on a statewide basis. The plan shall assure that
2 there is an equal opportunity for the establishment of child abuse and neglect
3 prevention programs, ~~early childhood family education centers and right from the~~
4 ~~start projects~~ and family resource centers. The plan shall also ensure that the grants
5 will be distributed throughout all geographic areas of the state and in both urban and
6 rural communities. For grants provided under sub. (6), the plan shall also ensure
7 that the grants are distributed based on population.

8 **SECTION 14.** 48.982 (2) (c) [√] of the statutes is amended to read:

9 48.982 (2) (c) Review and approve or disapprove grant applications and
10 monitor the services provided under each grant awarded under subs. (4)[√], and (6)[√] and
11 ~~(7).~~

12 **SECTION 15.** 48.982 (2) (d) [√] of the statutes is amended to read:

13 48.982 (2) (d) Solicit and accept contributions, grants, gifts, and bequests for
14 the children's trust fund or for any other purpose for which a contribution, grant, gift,
15 or bequest is made and received. Moneys received under this paragraph, ~~other than~~
16 ~~moneys received under s. 341.14 (6r) (b) 6.,~~ may be credited to the appropriation
17 accounts under s. 20.433 (1) (i) or (q). ~~Interest earned on moneys received under s.~~
18 ~~341.14 (6r) (b) 6. may be credited to the appropriation account under s. 20.433 (1) (q).~~

19 **SECTION 16.** 48.982 (2) (g) 1. [√] of the statutes is amended to read:

20 48.982 (2) (g) 1. Recommend to the governor, the legislature, and state agencies
21 changes needed in state programs, statutes, policies, budgets, and rules to reduce the
22 problems of child abuse and neglect, improve coordination among state agencies that
23 provide prevention services ~~and improve the condition of children and persons~~
24 ~~responsible for children who are in need of prevention program services,~~ promote

ASSEMBLY BILL 211

1 individual, family, and community strengths, build parenting skills, and provide
2 community support for children and families.

3 SECTION 17. 48.982 (2) (g) 2. of the statutes is amended to read:

4 48.982 (2) (g) 2. Promote statewide educational and public informational
5 seminars awareness campaigns and materials for the purpose of developing public
6 awareness of the problems of child abuse and neglect.

7 SECTION 18. 48.982 (2) (g) 4. of the statutes is amended to read:

8 48.982 (2) (g) 4. Disseminate information about the problems of and methods
9 of preventing child abuse and neglect to the public and to organizations concerned
10 with those problems.

11 SECTION 19. 48.982 (2) (gm) of the statutes is amended to read:

12 48.982 (2) (gm) Provide, for use by the board in its statewide projects under sub.
13 (5) and for use by organizations that receive grants under subs. (4), and (6) and (7),
14 educational and public informational awareness materials and programming that
15 emphasize the role of fathers in the primary prevention of child abuse and neglect.

16 SECTION 20. 48.982 (2e) (a) of the statutes is renumbered 48.982 (2e) (a) 1. and
17 amended to read:

18 48.982 (2e) (a) 1. The board may organize and maintain a nonstock, nonprofit
19 corporation under ch. 181 for the exclusive ~~purpose~~ purposes, subject to the approval
20 of the board under par. (b) 1. of soliciting and accepting contributions, grants, gifts,
21 and bequests for deposit in the children's trust fund. ~~Any or in the fund maintained~~
22 by the corporation under subd. 2. and of administering any statewide project under
23 sub. (5) or any other program, including the grant programs under subs. (4) and (6).
24 that the board contracts with the corporation to administer.

ASSEMBLY BILL 211

1 3. In accordance with the wishes of the donor, any contributions, grants, gifts,
 2 or bequests accepted by the corporation ~~shall be~~ that are deposited in the children's
 3 trust fund ~~and, in accordance with the wishes of the donor,~~ shall be used for any of
 4 the purposes specified in sub. (2m) or shall continue to accumulate in the children's
 5 trust fund pursuant to s. 25.67 (2).

that are not deposited into the children's trust fund

6 SECTION 21. 48.982 (2e) (a) 2. of the statutes is created to read:

7 48.982 (2e) (a) 2. The corporation shall establish and maintain a fund into
 8 which the corporation shall deposit all contributions, grants, gifts, and bequests
 9 accepted by the corporation under subd. 1., all moneys received under s. 341.14 (6r)
 10 (b) 6., all grant moneys received under par. (am), and all moneys transferred from
 11 the children's trust fund under ~~2003~~ ²⁰⁰⁵ Wisconsin Act (this act), section ~~68~~ (1). The

A.R.

12 corporation shall also credit to the fund all interest earned on the moneys deposited
 13 in the fund ^{to} and may use ^{to} that interest for the purposes specified
 in subd. 4.

14 SECTION 22. 48.982 (2e) (a) 4. of the statutes is created to read:

15 48.982 (2e) (a) 4. In accordance with the wishes of the donor and subject to the
 16 approval of the board under par. (b) 1., any contributions, grants, gifts, or bequests
 17 accepted by the corporation that are deposited ^{to} in the fund under subd. 2. shall be
 18 used to encourage donors to make contributions, grants, gifts, and bequests to the
 19 corporation for deposit ^{to} in the children's trust fund or in the fund under subd. 2., to
 20 fund statewide projects under sub. (5) or any other program, including any of the
 21 grant programs under subs. (4) and (6), that the board contracts with the corporation
 22 to administer, or to pay for the actual and necessary operating costs of the
 23 corporation or shall continue to accumulate indefinitely.

24 SECTION 23. 48.982 (2e) (a) 5. of the statutes is created to read:

ASSEMBLY BILL 211

Handwritten notes: "and all interest earned on the moneys deposited in that fund" with arrows pointing to "2005" and "AR". A circled "11" is also present.

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48.982 (2e) (a) 5. Subject to the approval of the board under par. (b) 1., all moneys received under s. 341.14 (6r) (b) 6. and all moneys transferred from the children's trust fund under 2003 Wisconsin Act (this act), section 62 (1), that are deposited in the fund under subd. 2. shall continue to accumulate indefinitely in the fund.

Handwritten note: "\$100,000 in each of fiscal years 2005-06 and 2006-07" with arrows pointing to the text.

SECTION 24. 48.982 (2e) (am) of the statutes is created to read:

48.982 (2e) (am) From the appropriation under s. 20.433 (1) (g) and from the amount in the appropriation under s. 20.433 (1) (q), 2001 stats., that is attributable to the interest earned on moneys received under s. 341.14 (6r) (b) 6., the board may award a grant of not more than \$150,000 in fiscal year 2003-04 to the corporation organized and maintained under par. (a) 1. The corporation shall use the grant moneys awarded for the purposes specified in par. (a) 4.

SECTION 25. 48.982 (2e) (am) of the statutes, as created by 2003 Wisconsin Act (this act), is amended to read:

48.982 (2e) (am) From the appropriation under s. 20.433 (1) (g) and from the amount in the appropriation under s. 20.433 (1) (q), 2001 stats., that is attributable to the interest earned on moneys received under s. 341.14 (6r) (b) 6., the board may award a grant of not more than \$150,000 in each fiscal year 2003-04 to the corporation organized and maintained under par. (a) 1. The corporation shall use the grant moneys awarded for the purposes specified in par. (a) 4.

SECTION 26. 48.982 (2e) (b) of the statutes is renumbered 48.982 (2e) (b) 1. and amended to read:

48.982 (2e) (b) 1. The Annually, the corporation organized and maintained under par. (a) 1. shall submit to the board for the approval of the board a budget specifying how the corporation intends to allocate the contributions, grants, gifts,

ASSEMBLY BILL 211

1 and bequests accepted by the corporation and all other moneys of the corporation.
 2 The budget shall specify the amount of contributions, grants, gifts, and bequests that
 3 will be deposited in ^{to} the children's trust fund and the amount of contributions, grants,
 4 gifts, and bequests that will be deposited in ^{to} the fund maintained ^{by} by the corporation
 5 under par. (a) 2. ^{of} Of the amounts deposited in ^{to} the fund under par. (a) 2., the budget
 6 shall specify the amounts that will be allocated for each of the purposes specified in
 7 par. (a) 4. or that will be permitted to accumulate indefinitely. ^{On approval of the} On approval of the
 8 board, the board shall enter into a contract with ~~any~~ the corporation organized and
 9 maintained under par. (a) specifying the allocations approved by the board.

10 2. The contract ~~shall provide that the board may make use~~ may also provide
 11 for the use by the board of the services of the corporation and that the board may
 12 provide for the provision by the board of administrative services to the corporation.
 13 The type and scope of any administrative services provided by the board to the
 14 corporation and the board employees assigned to perform the services shall be
 15 determined by the board. The corporation may ~~neither also~~ employ staff nor to
 16 perform administrative services for the corporation. The corporation may not
 17 engage in political activities.

18 SECTION 27. 48.982 (2e) (c) ^{of} of the statutes is amended to read:

19 48.982 (2e) (c) The corporation under par. (a) 1 shall donate any real property
 20 to the state within 5 years after acquiring the property unless holding the property
 21 for more than 5 years is consistent with sound business and financial practices and
 22 is approved by the joint committee on finance.

23 SECTION 28. 48.982 (2e) (e) ^{of} of the statutes is amended to read:

24 48.982 (2e) (e) The board of directors of any corporation established under this
 25 subsection shall consist of 5 9 members, including the chairperson of the board and

NOT Beginning in fiscal year 2007-08, the total amount that the corporation
 may expend in a given fiscal year for administrative and fund-raising
 costs may not exceed 14 percent of the amount of contributions, grants,
 gifts, and bequests accepted by the corporation in that fiscal year.

ASSEMBLY BILL 211

① ~~4~~ ^{plan} ~~no more than 4 additional~~ members of the board, elected by the board, ~~of which~~
 ② ~~one shall be a legislator or a legislator's designee~~ ^{strike} No 2 members of the board of
 ③ ~~directors may be from the same category of board members under s. 15.195 (4) (a) to~~
 ④ ~~(e)~~ ^{plan}

5 SECTION 29. 48.982 (2m) (intro.)[✓] of the statutes is amended to read:

6 48.982 (2m) DONATION USES. (intro.) If money is accepted by the board for the
 7 children's trust fund or for any other purpose under sub. (2) (d) or (2e) (a) 3.[✓] and
 8 appropriated under s. 20.433 (1) (q), the board shall use the money in accordance
 9 with the wishes of the donor to do any of the following:

10 SECTION 30. 48.982 (2m) (a)[✓] of the statutes is amended to read:

11 48.982 (2m) (a) Award grants and provide technical assistance to organizations
 12 under subs. (4), and (6)[✓] and (7) and provide child abuse and neglect prevention
 13 information and services on a statewide basis.

14 SECTION 31. 48.982 (2m) (am)[✓] of the statutes is created to read:

15 48.982 (2m) (am) Award grants under sub. (2e) (am)[✓] to the corporation
 16 organized and maintained under sub. (2e) (a) 1.[✓]

17 SECTION 32. 48.982 (4) (title)[✓] of the statutes is amended to read:

18 48.982 (4) (title) AWARD OF GRANTS; PROVISION OF STATEWIDE INFORMATION AND
 19 SERVICES.

20 SECTION 33. 48.982 (4) (a)[✓] of the statutes is amended to read: ^{(g) ^}

②1 48.982 (4) (a) From the appropriations under s. 20.433 (1) (h), (i), (k), (m), and
 22 (q), the board, in accordance with the plan developed under sub. (2) (a)[✓] shall award
 23 grants and provide technical assistance to organizations ~~in accordance with the plan~~
 24 ~~developed under sub. (2) (a).~~ In each of the first 2 fiscal years in which grants are
 25 awarded, ~~no organization may receive a grant or grants totaling more than \$30,000~~

ASSEMBLY BILL 211

1 and shall provide child abuse and neglect prevention information and services on a
2 statewide basis.

3 SECTION 34. 48.982 (4) (b) 1. of the statutes is amended to read:

4 48.982 (4) (b) 1. During the first year of the for which an organization receives
5 a grant, at least 25% of the amount received for that year.

6 SECTION 35. 48.982 (4) (b) 2. of the statutes is amended to read:

7 48.982 (4) (b) 2. During the 2nd and subsequent years of for which an
8 organization receives a grant, at least 50% of the amount received for each year.

9 SECTION 36. 48.982 (4) (c) of the statutes is amended to read:

10 48.982 (4) (c) Each grant application shall include proof of the organization's
11 ability to comply with par. (b) ~~and shall comply with sub. (7) (d).~~ Any in-kind services
12 proposed under par. (b) are subject to the approval of the board.

13 SECTION 37. 48.982 (4) (d) (intro.) of the statutes is amended to read:

14 48.982 (4) (d) (intro.) The board shall award grants to organizations for
15 programs for the primary prevention of child abuse and neglect, including, but not
16 limited to all of the following:

17 SECTION 38. 48.982 (4) (d) 2. of the statutes is amended to read:

18 48.982 (4) (d) 2. ~~Community-based programs on education for parenting,~~
19 ~~prenatal care, family resource and support programs that provide services or~~
20 education to families, including services or education relating to support of parents,
21 perinatal bonding, child development, care of children with special needs and coping
22 with family stress, respite care, and prevention of sexual abuse.

23 SECTION 39. 48.982 (4) (e) of the statutes is amended to read:

24 48.982 (4) (e) In determining which organizations shall receive grants, the
25 board shall consider whether the applicant's proposal will further the coordination

ASSEMBLY BILL 211

1 of comprehensive child abuse and neglect prevention services between the
2 organization and other resources, public and private, in the community and the
3 state.

4 **SECTION 40.** 48.982 (6) (title) of the statutes is amended to read:

5 48.982 (6) (title) AWARD OF ~~EARLY CHILDHOOD FAMILY EDUCATION~~ FAMILY RESOURCE
6 CENTER GRANTS.

7 **SECTION 41.** 48.982 (6) (a) of the statutes is amended to read:

8 48.982 (6) (a) From the appropriations under s. 20.433 (1) ~~(h), (i), (k), (ma), and~~ ^{(g),} ^{(m),}
9 (q), the board ~~shall award grants to organizations,~~ in accordance with the
10 request-for-proposal procedures developed under sub. (2) (a), shall award grants
11 and provide technical assistance to organizations. No organization may receive a
12 grant or grants under this subsection totaling more than \$150,000 in any year.

13 **SECTION 42.** 48.982 (6) (am) of the statutes is amended to read:

14 48.982 (6) (am) Notwithstanding the geographical and urban and rural
15 distribution requirements under sub. (2) (a), the board shall allocate \$75,000 not
16 more than \$150,000 from the appropriation under s. 20.433 (1) (h) in each fiscal year
17 for the awarding of grants, in accordance with the request-for-proposal procedures
18 developed under sub. (2) (a), to organizations located in counties with a population
19 of 500,000 or more.

20 **SECTION 43.** 48.982 (6) (b) of the statutes is amended to read:

21 48.982 (6) (b) A grant may be awarded only to an organization that agrees to
22 make at least a 20% match to the grant, through either money or in-kind services.

23 **SECTION 44.** 48.982 (6) (c) of the statutes is amended to read:

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Comply with sub (7)(2) and shall

1 48.982 (6) (c) Each grant application shall include proof of the organization's
2 ability to comply with par. (b) ~~and shall comply with sub. (7)(d)~~. Any in-kind services
3 proposed under par. (b) are subject to the approval of the board.

4 **SECTION 45.** 48.982 (6) (d) of the statutes is amended to read:

5 48.982 (6) (d) The board shall award grants to organizations for programs that
6 ~~provide parenting education services but not crisis intervention. Grants shall be~~
7 ~~used for direct parent education, family support, and referrals to other social services~~
8 programs and outreach programs, including programs that provide education to
9 parents in their homes. For organizations applying for grants for the first time on
10 or after July 1, 1998, the board shall give favorable consideration in awarding grants
11 to organizations for programs in communities where home visitation programs that
12 provide in-home visitation services to parents with newborn infants are in existence
13 or are in development and, if grants are awarded, shall require programs supported
14 by grants to maximize coordination with these home visitation programs. Programs
15 supported by the grants shall track individual ~~clients~~ participants to ensure that
16 they receive necessary services and shall emphasize direct services to families with
17 children who are 3 years of age or less.

18 **SECTION 46.** 48.982 (6) (f) of the statutes is repealed.

19 **SECTION 47.** 48.982 (7) (title) of the statutes is repealed and recreated to read:
20 48.982 (7) (title) GRANT APPLICATIONS; ADDITIONAL REQUIREMENTS; EVALUATION.

21 **SECTION 48.** 48.982 (7) (a) of the statutes is repealed.

22 **SECTION 49.** 48.982 (7) (b) of the statutes is repealed.

23 **SECTION 50.** 48.982 (7) (c) of the statutes is repealed.

24 **SECTION 51.** 48.982 (7) (d) (intro.) of the statutes is amended to read:

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SECTION 51

1 48.982 (7) (d) (intro.) Each ~~grant~~ application for a grant under sub. (4) or (6)[✓]
2 shall include proof that the organization has the cultural competency to provide
3 services under the grant to persons and families in the various cultures in the
4 organization's target population and that cultural competency is incorporated in the
5 organization's policies, administration, and practices. Each grant application shall
6 also include proof of the organization's ability to do all of the following:

7 **SECTION 52.** 48.982 (7) (d) 1.[✓] of the statutes is amended to read:

8 48.982 (7) (d) 1. Maximize the coordination of new and existing family support,
9 educational, and health services and minimize the duplication of those services by
10 coordinating and collaborating with other organizations in the ~~planning and~~
11 ~~provision~~ establishment and operation of the organization's ~~right from the start~~
12 ~~project~~ child abuse and neglect prevention program or family resource center.

13 **SECTION 53.** 48.982 (7) (d) 2.[✓] of the statutes is amended to read:

14 48.982 (7) (d) 2. Provide programs that identify and build on a family's
15 strengths and ~~that encourage a family to become independent from the~~
16 ~~organization's right from the start project and other human services programs to~~
17 encourage the development of a healthy family.

18 **SECTION 54.** 48.982 (7) (d) 3.[✓] of the statutes is amended to read:

19 48.982 (7) (d) 3. Provide culturally competent outreach services.

20 **SECTION 55.** 48.982 (7) (d) 4.[✓] of the statutes is amended to read:

21 48.982 (7) (d) 4. Provide or coordinate the provision of the community-based
22 outreach, educational, and family support services ~~of an early childhood family~~
23 ~~education center~~ through the organization's child abuse and neglect prevention
24 program or family resource center.

25 **SECTION 56.** 48.982 (7) (e)[✓] of the statutes is repealed.

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1 SECTION 57. 48.982 (7) (f) of the statutes is repealed.

2 SECTION 58. 48.982 (7) (fg) of the statutes is repealed.

3 SECTION 59. 48.982 (7) (g) of the statutes is repealed.

4 SECTION 60. 48.982 (7) (h) of the statutes is amended to read:

5 48.982 (7) (h) The board shall conduct an evaluation of the effectiveness of the
6 ~~right from the start grant program under this subsection~~ programs under subs. (4)
7 and (6) in achieving its their stated goals and, by ~~January 2, 1997, June 30 of each~~
8 odd-numbered year, shall submit a report on that evaluation to the appropriate
9 standing committees under s. 13.172 (3).

10 SECTION 61. 341.14 (6r) (b) 6. of the statutes is amended to read:

11 341.14 (6r) (b) 6. An additional fee of \$20 that is in addition to the fee under
12 subd. 2. shall be charged for the issuance or renewal of a plate issued on an annual
13 basis for the special group specified under par. (f) 53. An additional fee of \$40 that
14 is in addition to the fee under subd. 2. shall be charged for the issuance or renewal
15 of a plate issued on a biennial basis for the special group specified under par. (f) 53.
16 if the plate is issued or renewed during the first year of the biennial registration
17 period or \$20 for the issuance or renewal if the plate is issued or renewed during the
18 2nd year of the biennial registration period. All moneys received under this
19 subdivision in excess of the initial costs of data processing for the special group plate
20 under par. (f) 53. or \$35,000, whichever is less, shall be credited to the appropriation
21 account under s. 20.395 (1) (ih) and deposited in the children's trust fund maintained
22 under s. 48.982 (2e) (a) 2. To the extent permitted under ch. 71, the fee under this
23 subdivision is deductible as a charitable contribution for purposes of the taxes under
24 ch. 71.

25 SECTION 62. Nonstatutory provisions.

ASSEMBLY BILL 211

SECTION 62

1 (1) LICENSE PLATE REVENUES. On the effective date of this subsection, the
 2 secretary of administration shall transfer, from the children's trust fund to the
 3 corporation organized and maintained under section 48.982 (2e) (a) 1. of the statutes,
 4 all moneys received under section 341.14 (6r) (b) 6., 2001 stats. (2003)

5 (2) CHILD ABUSE AND NEGLECT PREVENTION BOARD; INITIAL TERM. Notwithstanding
 6 the length of terms specified for members of the child abuse and neglect prevention
 7 board appointed under section 15.195 (4) (g) of the statutes, as affected by this act,
 8 the additional ^{members} member appointed to that board shall be initially appointed for a term
 9 expiring on May 1, 2004 (2007)

SECTION 63. Initial applicability.

11 (1) CHILD ABUSE AND NEGLECT PREVENTION BOARD MEMBERSHIP. The treatment of
 12 section 15.195 (4) (g) of the statutes first applies to a person appointed to the child
 13 abuse and neglect prevention board on the effective date of this subsection.

14 ~~SECTION 64. Effective dates. This act takes effect on the day after publication,~~
 15 ~~except as follows:~~

16 ~~(1) GRANTS TO CORPORATION. The amendment of section 48.982 (2e) (am) of the~~
 17 ~~statutes takes effect on July 1, 2004.~~

(END)

NOTE

Representative Kestell:

This draft specifies that all interest earned on
 moneys deposited in the corporation's fund must be
 permitted to accumulate indefinitely. If you would
 like to authorize the corporation to spend that interest,
 please advise and I will redraft accordingly.

GMM

Insert 5-24

to organizations

Section #. 20.433 (1) (m) of the statutes is amended to read:

technical assistance under s. 48.982 (4) and (6) and for

20.433 (1) (m) *Federal project operations.* All moneys received from the federal government for the state administration of specific limited term projects to be expended for the purposes specified.

History: 1983 a. 27; 1985 a. 29; 1985 a. 315 s. 22; 1987 a. 27; 1989 a. 31; 1991 a. 39; 1993 a. 16, 437, 444, 491; 1995 a. 27; 1997 a. 78; 1999 a. 9; 2001 a. 16.

(old insert)

Malaise, Gordon

From: Snyder, MaryAnne
Sent: Friday, February 04, 2005 4:30 PM
To: Malaise, Gordon
Subject: RE: LRB-0786/1

No - the Board did not vote to do that at this time.

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

From: Malaise, Gordon [mailto:Gordon.Malaise@legis.state.wi.us]
Sent: Friday, February 04, 2005 3:58 PM
To: Snyder, MaryAnne
Subject: LRB-0786/1

MaryAnne:

The draft already eliminates the \$30,000 cap in s. 48.982 (4) for grants to organizations. There remains, however, a cap of \$150,000 in s. 48.982 (6) relating to family resource centers. Do you want to remove the \$150,000 cap in addition to the \$30,000 cap?

Gordon

Malaise, Gordon

From: Snyder, MaryAnne
Sent: Friday, February 04, 2005 3:16 PM
To: Malaise, Gordon
Subject: FW: statewide projects

Gordon - I will call you shortly to discuss this. Thanks, Mary Anne

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

From: Onsager, Yvonne [mailto:Yvonne.Onsager@legis.state.wi.us]
Sent: Thursday, December 16, 2004 2:06 PM
To: Snyder, MaryAnne
Subject: statewide projects

MaryAnne -

Regarding your question on statewide projects, after talking with Charlie, I think the best thing to do is put whatever money you are thinking about using in an existing operations appropriation and change the language under both that appropriation and that statewide projects section of the Board's statutes to reflect that funding for the ops appropriation can be used to support statewide projects.

The reason this works and doesn't look like a big increase in funding for staff salaries is because the salary and fringe costs are on the salary and fringe line of the appropriation and the funding that would be used for statewide projects would be on the supplies and services line, and thus, could not be used for salaries and fringe benefit costs. Also, legislative intent would be set that you would need to use the additional funding in the ops appropriation for statewide projects, not salaries and fringe benefits.

Hope that helps. Let me know if you have additional questions.

Yvonne

Yvonne M. Onsager
Legislative Fiscal Bureau
(608) 266-3847
Yvonne.Onsager@legis.state.wi.us

20.433 (D/G)
46.482 (S)

Also

Mary Anne 2/4/05

- increase appropriation by \$300,000 each FY for statewide projects
- ~~eliminate \$120,000 cap on family resource center grants~~
- eliminate 14% limit on admin. and fundraising costs