

## 2007 DRAFTING REQUEST

### Bill

Received: **10/05/2006**

Received By: **pkahler**

Wanted: **As time permits**

Identical to LRB:

For: **Administration-Budget 6-8219**

By/Representing: **Harshner**

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

Drafter: **pkahler**

May Contact:

Add. Drafters:

Subject: **Public Assistance - Wis works**

Extra Copies:

Submit via email: **NO**

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### Pre Topic:

DOA:.....Harshner, BB0113 -

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### Topic:

Real work real pay" project

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### Instructions:

See Attached

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### Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	pkahler 10/09/2006	jdyer 10/12/2006	pgreensl 10/13/2006	_____	sbasford 10/13/2006		State
/P2	pkahler 12/19/2006	jdyer 12/21/2006	nmatzke 12/21/2006	_____	mbarman 12/21/2006		State
/1	pkahler 01/17/2007	jdyer 01/18/2007	pgreensl 01/18/2007	_____	sbasford 01/18/2007		State

FE Sent For:

<END>

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/P2	pkahler 12/19/2006	jdye 12/21/2006	nmatzke 12/21/2006	<u>1/18</u>	mbarman 12/21/2006		State

FE Sent For:

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ps/mw  
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*P2 12/21 jld*

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12/21*

*nwn/  
12/21*

<END>

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**Pre Topic:**

DOA:.....Harshner, BB0113 -

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**Topic:**

<sup>Fix</sup>  
"Real work real pay" project

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**Instructions:**

See Attached

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**Drafting History:**

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/?	pkahler	PI 10/12/06	10/12/06	10/12/06			

FE Sent For:

<END>

## 2007-09 Budget Bill Statutory Language Drafting Request

- Topic: W-2 "Real Work Real Pay" Project
- Tracking Code: BB0113
- SBO team: Education
- SBO analyst: Sam Harshner
  - Phone: 266-8219
  - Email: Samuel.Harshner@wisconsin.gov
- Agency acronym: DWD
- Agency number: 445
- Priority (Low, Medium, High): High

## STATUTORY MODIFICATIONS

### Department of Workforce Development 2007-2009 Biennial Budget

**DI Number:** 5510

**Topic:** W-2 "Real Work Real Pay" Project

#### **Description of Change**

Create a new provision that:

1. Authorizes the Department to implement, administer and evaluate a pilot project, called "Real Work Real Pay," that would create a new W-2 placement to enhance participants' workforce attachment and economic status. The project would serve 500 current W-2 participants over the two-year period from January 1, 2008 to December 30, 2009 in at least one of the geographical areas established by DWD in Milwaukee County and at least two geographical areas outside of Milwaukee County.
2. W-2 agencies, employers, and participants involved in the Real Work Real Pay demonstration project are subject to the requirements and provisions of s. 49.147(3) with the following exceptions:
  - a. The wage subsidy paid by the W-2 agency shall reimburse the employer for the monthly cost of participant's wages, not to exceed the federal minimum wage or 30 hours of work per week, and applicable social security taxes, unemployment insurance contributions, and worker's compensation premiums; and
  - b. The length of the Real Work Real Pay placement is a maximum of six months, with a possible three-month extension; and
  - c. The W-2 agency and employer will coordinate in finding a mentor at each participant's work site, and the W-2 agency will provide a monthly stipend of \$50 to each mentor.

#### **Justification**

As explained in more detail in one of the issue papers associated with this decision item, DWD believes that the Real Work Real Pay pilot would build upon existing W-2 placements by offering better work-preparation experience for participants, while improving their economic status by enabling them to qualify for federal and state earned income and homestead credits. Implementing the concept as a pilot project would allow DWD to thoroughly test and evaluate the concept at a lower cost compared with statewide implementation.



State of Wisconsin  
2007 - 2008 LEGISLATURE

LRB-0486/

PJK:.....

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Fix request  
Sheet please

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DOA:.....Harshner, BB0113 - "Real work real pay" project

FOR 2007-09 BUDGET -- NOT READY FOR INTRODUCTION

D-note

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1 AN ACT, relating to: a real work, real pay pilot project in the Wisconsin Works  
2 program.

*Analysis by the Legislative Reference Bureau*

**HEALTH AND HUMAN SERVICES**

**WISCONSIN WORKS**

The Wisconsin Works (W-2) program under current law provides work experience and benefits for low-income custodial parents who are at least 18 years old; job search assistance to noncustodial parents who are required to pay child support, to minor custodial parents, and to pregnant women who are not custodial parents; and child care subsidies for certain parents who need child care services to participate in various educational or work activities. W-2, which is funded with federal Temporary Assistance for Needy Families block grant moneys, federal child care block grant moneys, and state general purpose revenue, is administered by DWD, which in turn contracts with W-2 agencies to administer W-2 on the local level.

CFR

(TANF)

The work components under W-2, called employment positions, consist of three categories: 1) trial jobs, under which an individual receives at least minimum wage from an employer and the W-2 agency pays a wage subsidy of up to \$300 per month to the employer; 2) community service jobs, under which an individual works in a project that serves a useful public purpose or that will generate revenue to wholly or partially offset the project's cost and receives a monthly grant of up to \$673 from

the W-2 agency; and 3) transitional placements, under which an individual participates in work activities in a community rehabilitation program, a job similar to a community service job, or volunteer activities and receives a monthly grant of up to \$628 from the W-2 agency. A participant in an employment position must search for unsubsidized employment the entire time that he or she is participating in the W-2 employment position. Also under current law, DWD is directed to continue the creation and implementation of a subsidized work program.

This bill eliminates the directive to DWD to continue the creation and implementation of a subsidized work program and requires DWD to conduct and evaluate, from January 1, 2008, to December 31, 2009, a real work, real pay pilot project. The pilot project is limited to 500 participants and must be conducted in at least one of the geographical areas of the state established for administering the W-2 program that is located in Milwaukee County and in at least two of those geographical areas that are not in Milwaukee County. An individual may participate in the pilot project for up to six months, with a possible three-month extension, and only an individual who is already participating in W-2 is eligible to participate. Under the project, a W-2 agency pays a wage subsidy, which may not exceed the federal minimum wage for no more than 30 hours of work per week, to an employer that employs a project participant. The employer is also reimbursed for up to 100 percent of federal social security taxes, state and federal unemployment contributions, and worker's compensation insurance premiums paid on behalf of a participant. The W-2 agency and the employer of a participant must work together to find a mentor for the participant at the work site. A mentor receives a monthly stipend of \$50 from the W-2 agency.

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:***

- 1           SECTION 1. 49.147 (3m) of the statutes is created to read:
- 2           49.147 (3m) REAL WORK, REAL PAY PILOT PROJECT. (a) *Administration and*
- 3           *evaluation.* From January 1, 2008, to December 31, 2009, the department shall
- 4           conduct and evaluate a real work, real pay pilot project. Except as specifically
- 5           provided in this subsection, all requirements under sub. (3), as they apply to
- 6           Wisconsin Works agencies, employers, and participants, apply to Wisconsin Works
- 7           agencies, employers, and participants under this subsection.



1 (b) *Eligibility and project limits.* The project shall be limited to 500 individuals  
2 and shall be conducted in at least one of the geographical areas established by the  
3 department under s. 49.143 (6) that is in Milwaukee County and in at least 2 of those  
4 geographical areas that are not in Milwaukee County. An individual is eligible to  
5 participate in the project under this subsection only if he or she is already  
6 participating in Wisconsin Works when he or she applies for the project.

\*\*\*NOTE: How will project participants be chosen? Will they need to apply? Will they be selected by the department or a W-2 agency without applying?

7 (c) *Employer subsidies and reimbursements.* The Wisconsin Works agency  
8 shall pay an employer that employs a participant under this subsection a monthly  
9 wage subsidy that does not exceed the federal minimum wage for no more than 30  
10 hours of work per week. In addition, the Wisconsin Works agency shall reimburse  
11 the employer for up to 100 percent of all of the following costs that are attributable  
12 to employment of the participant:

- 13 1. Federal social security taxes.
- 14 2. State and federal unemployment contributions or taxes, if any.
- 15 3. Worker's compensation insurance premiums, if any.

16 (d) *Time-limited participation and payment extension.* An individual may  
17 participate in the project under this subsection for a maximum of 6 months, with an  
18 opportunity for an extension of up to 3 months. Notwithstanding the ending date for  
19 the project, payments under par. (c) for any participant who is accepted into the  
20 project before December 31, 2009, shall be made until the participant completes his  
21 or her 6-month participation period or any extension to it already commenced before  
22 that date.

1 (e) *Mentors and stipends*. The Wisconsin Works agency and employer of a  
2 participant under this<sup>✓</sup> subsection shall work together to find a mentor for the  
3 participant at the participant's work site. The Wisconsin Works agency shall pay  
4 each mentor a monthly stipend of<sup>✓</sup> \$50.

5 **SECTION 2.** 227.01 (13) (im)<sup>✓</sup> of the statutes is created to read:

6 227.01 (13) (im) Relates to the real work, real pay pilot project under s. 49.147  
7 (3m).<sup>✓</sup>

8 **SECTION 3.** 2003 Wisconsin Act 33,<sup>✓</sup> section 9159 (4f)<sup>✓</sup> is repealed.

9 (END)

D - note

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

LRB-04864dn → PI  
PJK: ↑:....  
Jed

Do I need to amend s. 20.445 (3) (dz) for subsidies and reimbursements and stipends under this pilot project? (It's not clear to me how employer subsidies under s. 49.147 (3) are paid. Are they "benefit payments" under s. 20.445 (3) (dz)?) Along the same lines, do I need to create something similar to s. 49.148 (1) (a) for subsidies and reimbursements and stipends under s. 49.147 (3m)? Are the "benefits" under s. 49.148 (1) (a) actually the subsidies to employers under s. 49.147 (3)? Are any changes in s. 49.175 needed?

If you would prefer, because of the two-year life of this project, it could be created as a nonstatutory provision and "moved" to the statutes later if it becomes permanent.

Does a mentor receive \$50 per month per participant or per work site (in case there is more than one participant at a work site)?

I have identified a number of possible cross-references to this project, but I have not included them in this draft. Be aware, however, that every cross-reference in current law to s. 49.147 (3) to (5) [such as the definition of a "Wisconsin Works employment position" in s. 49.141 (1) (r)] will include this project unless s. 49.147 (3m) is renumbered. Please review the following sections and let me know if you want this project specifically cross-referenced in any of them:

49.141 (5) (am) 1.

49.148 (1m) (a) and (b) (with respect to the time limits)

49.155 (1m) (a) 3.

49.26 (1) (g) (intro.) and (h) 1s. b.

49.36 (2)

71.07 (2dj) (am) 4h.

71.07 (2dx) (a) 5. and (b) 2., 3., 4., and 5.

71.28 (1dj) (am) 4h.

71.28 (1dx) (a) 5. and (b) 2., 3., 4., and 5.

71.47 (1dj) (am) 4h. ✓

71.47 (1dx) (a) 5. ✓ and (b) 2., 3., 4., and 5. ✓

76.636 (1) (e) ✓ and (2) (b), (c), (d), and (e) ✓

102.07 (17m) ✓

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

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

LRB-0486/P1dn  
PJK:jld:pg

October 12, 2006

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71.07 (2dx) (a) 5. and (b) 2., 3., 4., and 5.

71.28 (1dj) (am) 4h.

71.28 (1dx) (a) 5. and (b) 2., 3., 4., and 5.

71.47 (1dj) (am) 4h.

71.47 (1dx) (a) 5. and (b) 2., 3., 4., and 5.

76.636 (1) (e) and (2) (b), (c), (d), and (e)

102.07 (17m)

Pamela J. Kahler  
Senior Legislative Attorney  
Phone: (608) 266-2682  
E-mail: [pam.kahler@legis.wisconsin.gov](mailto:pam.kahler@legis.wisconsin.gov)

**Kahler, Pam**

---

**From:** Harshner, Samuel - DOA  
**Sent:** Tuesday, December 19, 2006 11:11 AM  
**To:** Kahler, Pam  
**Subject:** Response to Draft LRB-048

Hey Pam,

Again let me apologize for the tardiness of my reply to your initial draft. In any case I have some responses to the questions you included in your drafters notice.

**1. Do we need to amend s. 20.445(3)(dz) for subsidies and reimbursements and stipends under this pilot project?**

Subsidies are not considered assistance or benefits for participants but instead "ancillary services". However, even if this were not the case, it is not necessary to amend s. 20.445(3)(dz) to accommodate the proposed RWRP expenditures. First, under current law, this GPR appropriation already provides not only for "administration and benefit payments under Wisconsin Works under ss. 49.141 to 49.161," but also, later in the definition, more generally "for payments to... Wisconsin Works agencies...."

Second, s. 20.445(3)(dz) is not necessarily the only appropriation that could be used for expenditures under the RWRP pilot project. Unless it turns out to be beneficial to use only state funds it may be assumed that, as with W-2 expenditures generally, the employer reimbursements and mentor stipends would be funded with a mix of federal TANF funds from the appropriation at s.20.445(3)(md), or state funds from the appropriations at s.20.445 (3 (dz), (s), and/or (k). Provided that the pilot project is part of "Wisconsin Works," these definitions are all sufficiently broad: (k) is "for the Wisconsin Works program under Subch. III of ch.49," and (s) is even broader, "for the Wisconsin Works program under chapter 49." However, you may wish to keep these definitions in mind should separate decisions redirect either of these existing appropriations or provide funding for the TANF-related programs from a new fund source.

**2. Do we need to create something similar to s. 49.148(1)(a) for subsidies and reimbursements?**

As noted above, because these payments are not considered assistance, RWRP participants are not included in the work participation rate.

Related to this, we recommend that the hours RWRP participants spend in training on the worksite be counted as work for the purposes of calculating employer reimbursements. Prior versions of Trial Jobs Plus statutory language included the following language, which we recommend adding to this draft after s. 49.147(3m)(c):

"Training activities prescribed by the employer consistent with training provided to other employees at the worksite are considered work for the purposes of calculating the wage subsidy under subd. (c)."

**3. Does a mentor receive \$50 per month per participant or per work site (in case there is more than one participant at a work site.)**

Currently under discussion between DWD and DOA, I'll have to get back to you on this one.

**4. List of Cross References in Drafters Notice:**

For the chapter 49 references, we agree with your assessment that defining RWRP as an "employment position" will ensure that most of these provisions apply to RWRP participants. We also agree with you that the following three exceptions need specific cross-references: 49.26(1)(g)(intro.) and (h)1s.b and 49.36(2). The last reference is not critical, as this section of the statutes cites CSJs and trial jobs as examples of the kinds of work experience that could be available to noncustodial parents, and RWRP is very similar to trial jobs in that regard. It makes sense, however, to add the cross-reference for the sake of consistency.

For the Chapter 71 and 76 references, we would like to ensure that RWRP participants be included in these credits, so cross-references here are needed as well.

In addition to responding to the points you raised, we'd offer the following thoughts/comments.....

*Evaluation period within the time-period January 1, 2008 to December 31, 2009*

Past bills for similar projects had used language, "design and from [time period] conduct...." A prior request described language that "authorizes the Department to implement, administer and evaluate a pilot project...." However, as recognized in the "notwithstanding" clause for proposed s. 49.147(3m)(d) on p.3, the participation period for some participants is anticipated to be beyond December 31, 2009; therefore, it would be clearer to anticipate the evaluation will also extend beyond that date. This could be addressed by creating a separate general directive, "the department shall evaluate the project" or by moving the reference to the date (this could be preferable to tie together the exception to the project ending date covered later in the draft):

"s. 49.147(3m) Real Work, Real Pay Pilot Project. (a) *Administration and evaluation.* The department shall conduct and evaluate a real work, real pay pilot project. Except as specifically provided in this subsection, the project shall be conducted from January 1, 2008 to December 31, 2009 and all requirements under sub. (3) that apply to Wisconsin Works agencies, employers, and participants apply to Wisconsin Works agencies, employers, and participants under this subsection."

This may address your comment that these provisions could be created in session law if preferred, given the two-year length of the project. Although the appropriate placement in statute or non-statutory provision is generally determined by LRB, the fact that some participation and evaluation will extend beyond two years suggests that a statutory provision is appropriate.

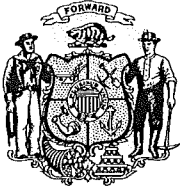
*Expectation of employers hiring participants or providing an employment reference*

Prior versions of Trial Jobs Plus statutory language included the following language, which we recommend adding to this draft in 49.147(3m):

An employer that employs a participant in this section and receives a wage subsidy shall agree to make a good faith effort to retain the participant as a permanent unsubsidized employee after the wage subsidy ends if the participant successfully completes participation in Real Work Real Pay. An employer shall also agree that, if the employer does not retain a participant as a permanent unsubsidized employee, the employer will serve as an employment reference for the participant or provide to the Wisconsin Works agency a written performance evaluation of the participant, including recommendations for improvement.

That's all we have at this point. Please let me know if you have any further comments and I will get back to you on the \$50 stipend question.





State of Wisconsin  
2007 - 2008 LEGISLATURE

LRB-0486/PZ  
PJK:jld:pg

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DOA:.....Harshner, BB0113 - "Real work real pay" project

FOR 2007-09 BUDGET -- NOT READY FOR INTRODUCTION

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D-note

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1 AN ACT *x*; relating to: a real work, real pay pilot project in the Wisconsin Works  
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*Analysis by the Legislative Reference Bureau*  
**HEALTH AND HUMAN SERVICES**  
**WISCONSIN WORKS**

The Wisconsin Works (W-2) program under current law provides work experience and benefits for low-income custodial parents who are at least 18 years old; job search assistance to noncustodial parents who are required to pay child support, to minor custodial parents, and to pregnant women who are not custodial parents; and child care subsidies for certain parents who need child care services to participate in various educational or work activities. W-2, which is funded with federal Temporary Assistance for Needy Families (TANF) block grant moneys, federal child care block grant moneys, and state general purpose revenue (GPR), is administered by DWD, which in turn contracts with W-2 agencies to administer W-2 on the local level.

The work components under W-2, called employment positions, consist of three categories: 1) trial jobs, under which an individual receives at least minimum wage from an employer and the W-2 agency pays a wage subsidy of up to \$300 per month to the employer; 2) community service jobs, under which an individual works in a project that serves a useful public purpose or that will generate revenue to wholly or partially offset the project's cost and receives a monthly grant of up to \$673 from

the W-2 agency; and 3) transitional placements, under which an individual participates in work activities in a community rehabilitation program, a job similar to a community service job, or volunteer activities and receives a monthly grant of up to \$628 from the W-2 agency. A participant in an employment position must search for unsubsidized employment the entire time that he or she is participating in the W-2 employment position. Also under current law, DWD is directed to continue the creation and implementation of a subsidized work program.

This bill eliminates the directive to DWD to continue the creation and implementation of a subsidized work program and requires DWD to conduct and evaluate, from January 1, 2008, to December 31, 2009, a real work, real pay pilot project. The pilot project is limited to 500 participants and must be conducted in at least one of the geographical areas of the state established for administering the W-2 program that is located in Milwaukee County and in at least two of those geographical areas that are not in Milwaukee County. An individual may participate in the pilot project for up to six months, with a possible three-month extension, and only an individual who is already participating in W-2 is eligible to participate. Under the project, a W-2 agency pays a wage subsidy, which may not exceed the federal minimum wage for no more than 30 hours of work per week, to an employer that employs a project participant. The employer is also reimbursed for up to 100 percent of federal social security taxes, state and federal unemployment contributions, and worker's compensation insurance premiums paid on behalf of a participant. The W-2 agency and the employer of a participant must work together to find a mentor for the participant at the work site. A mentor receives a monthly stipend of \$50 from the W-2 agency.

→ insert 2-A ✓

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:***

1           **SECTION 1.** 49.147 (3m) of the statutes is created to read:  
2           49.147 (3m) REAL WORK, REAL PAY PILOT PROJECT. (a) *Administration and*  
3 *evaluation.* ~~From January 1, 2008, to December 31, 2009,~~ the department shall  
4 conduct and evaluate a real work, real pay pilot project. Except as specifically  
5 provided in this subsection, all requirements under sub. (3), as they apply to  
6 Wisconsin Works agencies, employers, and participants, apply to Wisconsin Works  
7 agencies, employers, and participants under this subsection.

→ Except as provided in par. (d) ✓

from January 1, 2008, to December 31, 2009

1 (b) *Eligibility and project limits.* The project shall be limited to 500 individuals  
2 and shall be conducted in at least one of the geographical areas established by the  
3 department under s. 49.143 (6) that is in Milwaukee County and in at least 2 of those  
4 geographical areas that are not in Milwaukee County. An individual is eligible to  
5 participate in the project under this subsection only if he or she is already  
6 participating in Wisconsin Works when he or she applies for the project.

\*\*\*\*NOTE: How will project participants be chosen? Will they need to apply? Will they be selected by the department or a W-2 agency without applying?

7 (c) *Employer subsidies and reimbursements.* The Wisconsin Works agency  
8 shall pay an employer that employs a participant under this subsection a monthly  
9 wage subsidy that does not exceed the federal minimum wage for no more than 30  
10 hours of work per week. <sup>Insert 3-10 ✓</sup> In addition, <sup>to the wage subsidy ✓</sup> the Wisconsin Works agency shall reimburse  
11 the employer for up to 100 percent of all of the following costs that are attributable  
12 to employment of the participant:

- 13 1. Federal social security taxes.
- 14 2. State and federal unemployment contributions or taxes, if any.
- 15 3. Worker's compensation insurance premiums, if any.

16 (d) *Time-limited participation and payment extension.* An individual may  
17 participate in the project under this subsection for a maximum of 6 months, with an  
18 opportunity for an extension of up to 3 months. Notwithstanding the ending date for  
19 the project, payments under par. (c) for any participant who is accepted into the  
20 project before December 31, 2009, shall be made until the participant completes his  
21 or her 6-month participation period or any extension to it already commenced before  
22 that date.

1 (e) *Mentors and stipends.* The Wisconsin Works agency and employer of a  
2 participant under this subsection shall work together to find a mentor for the  
3 participant at the participant's work site. The Wisconsin Works agency shall pay  
4 each mentor a monthly stipend of \$50.

5 SECTION 2. 227.01 (13) (im) of the statutes is created to read:

6 227.01 (13) (im) Relates to the real work, real pay pilot project under s. 49.147  
7 (3m).

8 SECTION 3. 2003 Wisconsin Act 33, section 9159 (4f) is repealed.

9 (END)

Insert 4-8 ✓

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INSERT 2-A

<sup>wof</sup> An employer that employs a participant and receives a wage subsidy must agree to make a good faith effort to retain the participant as an unsubsidized employee after the wage subsidy ends if the participant successfully completes participation in the pilot project. ✓ If the employer does not retain the participant, the employer must serve as an employment reference for the participant or provide a written performance evaluation of the participant, including recommendations for improvement.

(END OF INSERT 2-A)

INSERT 3-10

<sup>wof</sup> 1 Worksite training activities prescribed by the employer that are consistent with  
2 training provided to other employees at the worksite are considered work for  
3 purposes of calculating the <sup>e</sup> wage subsidy under this ✓ paragraph.

(END OF INSERT 3-10)

INSERT 4-4

<sup>100 11</sup>  
4 (f) *Employer effort to retain, refer, <sup>or</sup> evaluate participant.* An employer that  
5 employs a participant under this subsection and receives a wage subsidy shall agree  
6 to make a good faith effort to retain the participant as a permanent unsubsidized  
7 employee after the wage subsidy ends if the participant successfully completes  
8 participation in the project under this subsection. ✓ An employer shall also agree that,  
9 if the employer does not retain a participant as a permanent unsubsidized employee,  
10 the employer will serve as an employment reference for the participant or provide  
11 to the Wisconsin Works agency a written performance evaluation of the participant,  
12 including recommendations for improvements.

13 **SECTION 1.** 49.26 (1) (g) (intro.) <sup>w</sup> of the statutes is amended to read:

14 49.26 (1) (g) (intro.) An individual who is a dependent child in a Wisconsin  
15 works Works ✓ group that includes a participant under s. 49.147 (3), <sup>✓</sup> (3m), (4), or (5)



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1 or who is a recipient of aid under s. 49.19 is subject to the school attendance  
2 requirement under par. (ge) if all of the following apply:

3 History: 1995 a. 27 ss. 2319 to 2324, 2898g to 2898r, 3101 to 3120b, 9130<sup>✓</sup>, 9145 (1); 1995 a. 289; 1997 a. 3, 27, 239; 1999 a. 9.

**SECTION 2. 49.26 (1) (h) 1s. b. of the statutes is amended to read:**

4 49.26 (1) (h) 1s. b. An individual who is a dependent child in a Wisconsin<sup>✓</sup> works  
5 Works group that includes a participant under s. 49.147 (3), <sup>✓</sup>(3m), (4), or (5) and who  
6 fails to meet the school attendance requirement under par. (ge) is subject to a  
7 monthly sanction.

8 History: 1995 a. 27 ss. 2319 to 2324, 2898g to 2898r, 3101 to 3120b, 9130 (4), 9145 (1); 1995 a. 289; 1997 a. 3, 27, 239; 1999 a. 9.

**SECTION 3. 49.36 (2) of the statutes is amended to read:**

9 49.36 (2) The department may contract with any county, tribal governing body,  
10 or Wisconsin Works agency to administer a work experience and job training  
11 program for parents who are not custodial parents and who fail to pay child support  
12 or to meet their children's needs for support as a result of unemployment or  
13 underemployment. The program may provide the kinds of work experience and job  
14 training services available from the program under s. 49.193, 1997 stats., or s. 49.147  
15 (3), <sup>✓</sup>(3m), or (4). The program may also include job search and job orientation  
16 activities. The department shall fund the program from the appropriations under  
17 s. 20.445 (3) (dz) and (k).

18 History: 1987 a. 413; 1989 a. 31; 1991 a. 39; 1993 a. 16; 1995 a. 27 ss. 2135 to 2142; 1995 a. 289; 1997 a. 27; 1999 a. 9; 2001 a. 16; 2005 a. 25; 2005 a. 443 s. 265.

**SECTION 4. 71.07 (2dj) (am) 4h. of the statutes is amended to read:**

19 71.07 (2dj) (am) 4h. Modify section 51 (a) of the internal revenue code so that  
20 the amount of the credit is 25% of the qualified first-year wages if the wages are paid  
21 to an applicant for a Wisconsin works Works <sup>✓</sup> employment position for service either  
22 in an unsubsidized position or in a trial job position <sup>✓</sup> under s. 49.147 (3) <sup>✓</sup> or (3m) and



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1 so that the amount of the credit is 20% of the qualified first-year wages if the wages  
2 are not paid to such an applicant.

History: 1987 a. 312; 1987 a. 411 ss. 63, 79 to 82, 85, 86; 1987 a. 419, 422; 1989 a. 31, 44, 56, 100, 359; 1991 a. 39, 269, 292; 1993 a. 16, 112, 204, 471, 491; 1995 a. 27  
ss. 3377m to 3393m, 9116 (5); 1995 a. 209, 227, 400, 453; 1997 a. 27, 41, 237, 299; 1999 a. 5, 9, 10, 32; 1999 a. 150 s. 672; 1999 a. 198; 2001 a. 16, 109; 2003 a. 72, 99, 135,  
183, 255, 267, 326; 2005 a. 25, 49, 72, 74, 97, 177, 254, 361, 387, 479, 483, 487.

3 **SECTION 5. 71.07 (2dx) (a) 5.** of the statutes is amended to read:

4 71.07 (2dx) (a) 5. "Member of a targeted group" means a person who resides  
5 in an area designated by the federal government as an economic revitalization area,  
6 a person who is employed in an unsubsidized job but meets the eligibility  
7 requirements under s. 49.145 (2) and (3) for a Wisconsin Works employment position,  
8 a person who is employed in a trial job, as defined in s. 49.141 (1) (n), or in a real work,  
9 real pay project position under s. 49.147 (3m), a person who is eligible for child care  
10 assistance under s. 49.155, a person who is a vocational rehabilitation referral, an  
11 economically disadvantaged youth, an economically disadvantaged veteran, a  
12 supplemental security income recipient, a general assistance recipient, an  
13 economically disadvantaged ex-convict, a qualified summer youth employee, as  
14 defined in 26 USC 51 (d) (7), a dislocated worker, as defined in 29 USC 2801 (9), or  
15 a food stamp recipient, if the person has been certified in the manner under sub. (2dj)  
16 (am) 3. by a designated local agency, as defined in sub. (2dj) (am) 2.

History: 1987 a. 312; 1987 a. 411 ss. 63, 79 to 82, 85, 86; 1987 a. 419, 422; 1989 a. 31, 44, 56, 100, 359; 1991 a. 39, 269, 292; 1993 a. 16, 112, 204, 471, 491; 1995 a. 27  
ss. 3377m to 3393m, 9116 (5); 1995 a. 209, 227, 400, 453; 1997 a. 27, 41, 237, 299; 1999 a. 5, 9, 10, 32; 1999 a. 150 s. 672; 1999 a. 198; 2001 a. 16, 109; 2003 a. 72, 99, 135,  
183, 255, 267, 326; 2005 a. 25, 49, 72, 74, 97, 177, 254, 361, 387, 479, 483, 487.

17 **SECTION 6. 71.07 (2dx) (b) 2.** of the statutes is amended to read:

18 71.07 (2dx) (b) 2. The amount determined by multiplying the amount  
19 determined under s. 560.785 (1) (b) by the number of full-time jobs created in a  
20 development zone and filled by a member of a targeted group and by then subtracting  
21 the subsidies paid under s. 49.147 (3) (a) or the subsidies and reimbursements paid  
22 under s. 49.147 (3m) (c) for those jobs.

History: 1987 a. 312; 1987 a. 411 ss. 63, 79 to 82, 85, 86; 1987 a. 419, 422; 1989 a. 31, 44, 56, 100, 359; 1991 a. 39, 269, 292; 1993 a. 16, 112, 204, 471, 491; 1995 a. 27  
ss. 3377m to 3393m, 9116 (5); 1995 a. 209, 227, 400, 453; 1997 a. 27, 41, 237, 299; 1999 a. 5, 9, 10, 32; 1999 a. 150 s. 672; 1999 a. 198; 2001 a. 16, 109; 2003 a. 72, 99, 135,  
183, 255, 267, 326; 2005 a. 25, 49, 72, 74, 97, 177, 254, 361, 387, 479, 483, 487.



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**SECTION 7.** 71.07 (2dx) (b) 3. of the statutes is amended to read:

71.07 (2dx) (b) 3. The amount determined by multiplying the amount determined under s. 560.785 (1) (c) by the number of full-time jobs created in a development zone and not filled by a member of a targeted group and by then subtracting the subsidies paid under s. 49.147 (3) (a) or the subsidies and reimbursements paid under s. 49.147 (3m) (c) for those jobs.

History: 1987 a. 312; 1987 a. 411 ss. 63, 79 to 82, 85, 86; 1987 a. 419, 422; 1989 a. 31, 44, 56, 100, 359; 1991 a. 39, 269, 292; 1993 a. 16, 112, 204, 471, 491; 1995 a. 27 ss. 3377m to 3393m, 9116 (5); 1995 a. 209, 227, 400, 453; 1997 a. 27, 41, 237, 299; 1999 a. 5, 9, 10, 32; 1999 a. 150 s. 672; 1999 a. 198; 2001 a. 16, 109; 2003 a. 72, 99, 135, 183, 255, 267, 326; 2005 a. 25, 49, 72, 74, 97, 177, 254, 361, 387, 479, 483, 487.

**SECTION 8.** 71.07 (2dx) (b) 4. of the statutes is amended to read:

71.07 (2dx) (b) 4. The amount determined by multiplying the amount determined under s. 560.785 (1) (bm) by the number of full-time jobs retained, as provided in the rules under s. 560.785, excluding jobs for which a credit has been claimed under sub. (2dj), in an enterprise development zone under s. 560.797 and for which significant capital investment was made and by then subtracting the subsidies paid under s. 49.147 (3) (a) or the subsidies and reimbursements paid under s. 49.147 (3m) (c) for those jobs.

History: 1987 a. 312; 1987 a. 411 ss. 63, 79 to 82, 85, 86; 1987 a. 419, 422; 1989 a. 31, 44, 56, 100, 359; 1991 a. 39, 269, 292; 1993 a. 16, 112, 204, 471, 491; 1995 a. 27 ss. 3377m to 3393m, 9116 (5); 1995 a. 209, 227, 400, 453; 1997 a. 27, 41, 237, 299; 1999 a. 5, 9, 10, 32; 1999 a. 150 s. 672; 1999 a. 198; 2001 a. 16, 109; 2003 a. 72, 99, 135, 183, 255, 267, 326; 2005 a. 25, 49, 72, 74, 97, 177, 254, 361, 387, 479, 483, 487.

**SECTION 9.** 71.07 (2dx) (b) 5. of the statutes is amended to read:

71.07 (2dx) (b) 5. The amount determined by multiplying the amount determined under s. 560.785 (1) (c) by the number of full-time jobs retained, as provided in the rules under s. 560.785, excluding jobs for which a credit has been claimed under sub. (2dj), in a development zone and not filled by a member of a targeted group and by then subtracting the subsidies paid under s. 49.147 (3) (a) or the subsidies and reimbursements paid under s. 49.147 (3m) (c) for those jobs.

History: 1987 a. 312; 1987 a. 411 ss. 63, 79 to 82, 85, 86; 1987 a. 419, 422; 1989 a. 31, 44, 56, 100, 359; 1991 a. 39, 269, 292; 1993 a. 16, 112, 204, 471, 491; 1995 a. 27 ss. 3377m to 3393m, 9116 (5); 1995 a. 209, 227, 400, 453; 1997 a. 27, 41, 237, 299; 1999 a. 5, 9, 10, 32; 1999 a. 150 s. 672; 1999 a. 198; 2001 a. 16, 109; 2003 a. 72, 99, 135, 183, 255, 267, 326; 2005 a. 25, 49, 72, 74, 97, 177, 254, 361, 387, 479, 483, 487.

**SECTION 10.** 71.28 (1dj) (am) 4h. of the statutes is amended to read:





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1           71.28 (1dj) (am) 4h. Modify section 51 (a) of the internal revenue code so that  
 2 the amount of the credit is 25% of the qualified first-year wages if the wages are paid  
 3 to an applicant for a Wisconsin ~~works~~ Works employment position for service either  
 4 in an unsubsidized position or in a ~~trial job~~ position under s. 49.147 (3) or (3m) and  
 5 so that the amount of the credit is 20% of the qualified first-year wages if the wages  
 6 are not paid to such an applicant.

History: 1987 a. 312; 1987 a. 411 ss. 88, 130 to 139; 1987 a. 422; 1989 a. 31, 44, 56, 100, 336, 359; 1991 a. 39, 292; 1993 a. 16, 112, 232, 491; 1995 a. 2; 1995 a. 27 ss. 3399r to 3404c, 9116 (5); 1995 a. 209, 227; 1997 a. 27, 41, 237, 299; 1999 a. 5, 9; 2001 a. 16; 2003 a. 72, 99, 135, 255, 267, 326; 2005 a. 25, 74, 97, 361, 387, 452, 479, 483, 487; s. 13.93 (2) (c).

7           **SECTION 11.** 71.28 (1dx) (a) 5. of the statutes is amended to read:

8           71.28 (1dx) (a) 5. "Member of a targeted group" means a person who resides  
 9 in an area designated by the federal government as an economic revitalization area,  
 10 a person who is employed in an unsubsidized job but meets the eligibility  
 11 requirements under s. 49.145 (2) and (3) for a Wisconsin Works employment position,  
 12 a person who is employed in a trial job, as defined in s. 49.141 (1) (n), or in a real work,  
 13 real pay project position under s. 49.147 (3m), a person who is eligible for child care  
 14 assistance under s. 49.155, a person who is a vocational rehabilitation referral, an  
 15 economically disadvantaged youth, an economically disadvantaged veteran, a  
 16 supplemental security income recipient, a general assistance recipient, an  
 17 economically disadvantaged ex-convict, a qualified summer youth employee, as  
 18 defined in 26 USC 51 (d) (7), a dislocated worker, as defined in 29 USC 2801 (9), or  
 19 a food stamp recipient, if the person has been certified in the manner under sub. (1dj)  
 20 (am) 3. by a designated local agency, as defined in sub. (1dj) (am) 2.

History: 1987 a. 312; 1987 a. 411 ss. 88, 130 to 139; 1987 a. 422; 1989 a. 31, 44, 56, 100, 336, 359; 1991 a. 39, 292; 1993 a. 16, 112, 232, 491; 1995 a. 2; 1995 a. 27 ss. 3399r to 3404c, 9116 (5); 1995 a. 209, 227; 1997 a. 27, 41, 237, 299; 1999 a. 5, 9; 2001 a. 16; 2003 a. 72, 99, 135, 255, 267, 326; 2005 a. 25, 74, 97, 361, 387, 452, 479, 483, 487; s. 13.93 (2) (c).

21           **SECTION 12.** 71.28 (1dx) (b) 2. of the statutes is amended to read:

22           71.28 (1dx) (b) 2. The amount determined by multiplying the amount  
 23 determined under s. 560.785 (1) (b) by the number of full-time jobs created in a



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1 development zone and filled by a member of a targeted group and by then subtracting  
2 the subsidies paid under s. 49.147 (3) (a) or the subsidies and reimbursements paid  
3 under s. 49.147 (3m) (c) for those jobs.

History: 1987 a. 312; 1987 a. 411 ss. 88, 130 to 139; 1987 a. 422; 1989 a. 31, 44, 56, 100, 336, 359; 1991 a. 39, 292; 1993 a. 16, 112, 232, 491; 1995 a. 2; 1995 a. 27 ss. 3399r to 3404c, 9116 (5); 1995 a. 209, 227; 1997 a. 27, 41, 237, 299; 1999 a. 5, 9; 2001 a. 16; 2003 a. 72, 99, 135, 255, 267, 326; 2005 a. 25, 74, 97, 361, 387, 452, 479, 483, 487; s. 13.93 (2) (c).

4 **SECTION 13.** 71.28 (1dx) (b) 3. of the statutes is amended to read:

5 71.28 (1dx) (b) 3. The amount determined by multiplying the amount  
6 determined under s. 560.785 (1) (c) by the number of full-time jobs created in a  
7 development zone and not filled by a member of a targeted group and by then  
8 subtracting the subsidies paid under s. 49.147 (3) (a) or the subsidies and  
9 reimbursements paid under s. 49.147 (3m) (c) for those jobs.

History: 1987 a. 312; 1987 a. 411 ss. 88, 130 to 139; 1987 a. 422; 1989 a. 31, 44, 56, 100, 336, 359; 1991 a. 39, 292; 1993 a. 16, 112, 232, 491; 1995 a. 2; 1995 a. 27 ss. 3399r to 3404c, 9116 (5); 1995 a. 209, 227; 1997 a. 27, 41, 237, 299; 1999 a. 5, 9; 2001 a. 16; 2003 a. 72, 99, 135, 255, 267, 326; 2005 a. 25, 74, 97, 361, 387, 452, 479, 483, 487; s. 13.93 (2) (c).

10 **SECTION 14.** 71.28 (1dx) (b) 4. of the statutes is amended to read:

11 71.28 (1dx) (b) 4. The amount determined by multiplying the amount  
12 determined under s. 560.785 (1) (bm) by the number of full-time jobs retained, as  
13 provided in the rules under s. 560.785, excluding jobs for which a credit has been  
14 claimed under sub. (1dj), in an enterprise development zone under s. 560.797 and for  
15 which significant capital investment was made and by then subtracting the  
16 subsidies paid under s. 49.147 (3) (a) or the subsidies and reimbursements paid  
17 under s. 49.147 (3m) (c) for those jobs.

History: 1987 a. 312; 1987 a. 411 ss. 88, 130 to 139; 1987 a. 422; 1989 a. 31, 44, 56, 100, 336, 359; 1991 a. 39, 292; 1993 a. 16, 112, 232, 491; 1995 a. 2; 1995 a. 27 ss. 3399r to 3404c, 9116 (5); 1995 a. 209, 227; 1997 a. 27, 41, 237, 299; 1999 a. 5, 9; 2001 a. 16; 2003 a. 72, 99, 135, 255, 267, 326; 2005 a. 25, 74, 97, 361, 387, 452, 479, 483, 487; s. 13.93 (2) (c).

18 **SECTION 15.** 71.28 (1dx) (b) 5. of the statutes is amended to read:

19 71.28 (1dx) (b) 5. The amount determined by multiplying the amount  
20 determined under s. 560.785 (1) (c) by the number of full-time jobs retained, as  
21 provided in the rules under s. 560.785, excluding jobs for which a credit has been  
22 claimed under sub. (1dj), in a development zone and not filled by a member of a



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1 targeted group and by then subtracting the subsidies paid under s. 49.147 (3) (a) or  
2 the subsidies and reimbursements paid under s. 49.147 (3m) (c) for those jobs.

History: 1987 a. 312; 1987 a. 411 ss. 88, 130 to 139; 1987 a. 422; 1989 a. 31, 44, 56, 100, 336, 359; 1991 a. 39, 292; 1993 a. 16, 112, 232, 491; 1995 a. 2; 1995 a. 27 ss. 3399r to 3404c, 9116 (5); 1995 a. 209, 227; 1997 a. 27, 41, 237, 299; 1999 a. 5, 9; 2001 a. 16; 2003 a. 72, 99, 135, 255, 267, 326; 2005 a. 25, 74, 97, 361, 387, 452, 479, 483, 487; s. 13.93 (2) (c).

3 **SECTION 16.** 71.47 (1dj) (am) 4h. of the statutes is amended to read:

4 71.47 (1dj) (am) 4h. Modify section 51 (a) of the internal revenue code so that  
5 the amount of the credit is 25% of the qualified first-year wages if the wages are paid  
6 to an applicant for a Wisconsin ~~works~~ Works employment position for service either  
7 in an unsubsidized position or in a ~~trial job~~ position under s. 49.147 (3) or (3m) and  
8 so that the amount of the credit is 20% of the qualified first-year wages if the wages  
9 are not paid to such an applicant.

History: 1987 a. 312, 411, 422; 1989 a. 31, 44, 56, 100, 336, 359; 1991 a. 39, 292, 315; 1993 a. 16, 112; 1995 a. 27 ss. 3407m to 3412m, 9116 (5); 1995 a. 209, 227, 417; 1997 a. 27, 41, 237, 299; 1999 a. 5, 9; 2001 a. 16; 2003 a. 72, 99, 135, 255, 267, 326; 2005 a. 25, 74, 97, 361, 387, 452, 479, 483, 487; s. 13.93 (2) (c).

10 **SECTION 17.** 71.47 (1dx) (a) 5. of the statutes is amended to read:

11 71.47 (1dx) (a) 5. "Member of a targeted group" means a person who resides  
12 in an area designated by the federal government as an economic revitalization area,  
13 a person who is employed in an unsubsidized job but meets the eligibility  
14 requirements under s. 49.145 (2) and (3) for a Wisconsin Works employment position,  
15 a person who is employed in a trial job, as defined in s. 49.141 (1) (n), or in a real work,  
16 real pay project position under s. 49.147 (3m), a person who is eligible for child care  
17 assistance under s. 49.155, a person who is a vocational rehabilitation referral, an  
18 economically disadvantaged youth, an economically disadvantaged veteran, a  
19 supplemental security income recipient, a general assistance recipient, an  
20 economically disadvantaged ex-convict, a qualified summer youth employee, as  
21 defined in 26 USC 51 (d) (7), a dislocated worker, as defined in 29 USC 2801 (9), or



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1 a food stamp recipient, if the person has been certified in the manner under sub. (1dj)  
2 (am) 3. by a designated local agency, as defined in sub. (1dj) (am) 2.

History: 1987 a. 312, 411, 422; 1989 a. 31, 44, 56, 100, 336, 359; 1991 a. 39, 292, 315; 1993 a. 16, 112; 1995 a. 27 ss. 3407m to 3412m, 9116 (5); 1995 a. 209, 227, 417; 1997 a. 27, 41, 237, 299; 1999 a. 5, 9; 2001 a. 16; 2003 a. 72, 99, 135, 255, 267, 326; 2005 a. 25, 74, 97, 361, 387, 452, 479, 483, 487; s. 13.93 (2) (c).

3 **SECTION 18.** 71.47 (1dx) (b) 2. of the statutes is amended to read:

4 71.47 (1dx) (b) 2. The amount determined by multiplying the amount  
5 determined under s. 560.785 (1) (b) by the number of full-time jobs created in a  
6 development zone and filled by a member of a targeted group and by then subtracting  
7 the subsidies paid under s. 49.147 (3) (a) or the subsidies and reimbursements paid  
8 under s. 49.147 (3m) (c) for those jobs.

History: 1987 a. 312, 411, 422; 1989 a. 31, 44, 56, 100, 336, 359; 1991 a. 39, 292, 315; 1993 a. 16, 112; 1995 a. 27 ss. 3407m to 3412m, 9116 (5); 1995 a. 209, 227, 417; 1997 a. 27, 41, 237, 299; 1999 a. 5, 9; 2001 a. 16; 2003 a. 72, 99, 135, 255, 267, 326; 2005 a. 25, 74, 97, 361, 387, 452, 479, 483, 487; s. 13.93 (2) (c).

9 **SECTION 19.** 71.47 (1dx) (b) 3. of the statutes is amended to read:

10 71.47 (1dx) (b) 3. The amount determined by multiplying the amount  
11 determined under s. 560.785 (1) (c) by the number of full-time jobs created in a  
12 development zone and not filled by a member of a targeted group and by then  
13 subtracting the subsidies paid under s. 49.147 (3) (a) or the subsidies and  
14 reimbursements paid under s. 49.147 (3m) (c) for those jobs.

History: 1987 a. 312, 411, 422; 1989 a. 31, 44, 56, 100, 336, 359; 1991 a. 39, 292, 315; 1993 a. 16, 112; 1995 a. 27 ss. 3407m to 3412m, 9116 (5); 1995 a. 209, 227, 417; 1997 a. 27, 41, 237, 299; 1999 a. 5, 9; 2001 a. 16; 2003 a. 72, 99, 135, 255, 267, 326; 2005 a. 25, 74, 97, 361, 387, 452, 479, 483, 487; s. 13.93 (2) (c).

15 **SECTION 20.** 71.47 (1dx) (b) 4. of the statutes is amended to read:

16 71.47 (1dx) (b) 4. The amount determined by multiplying the amount  
17 determined under s. 560.785 (1) (bm) by the number of full-time jobs retained, as  
18 provided in the rules under s. 560.785, excluding jobs for which a credit has been  
19 claimed under sub. (1dj), in an enterprise development zone under s. 560.797 and for  
20 which significant capital investment was made and by then subtracting the  
21 subsidies paid under s. 49.147 (3) (a) or the subsidies and reimbursements paid  
22 under s. 49.147 (3m) (c) for those jobs.

History: 1987 a. 312, 411, 422; 1989 a. 31, 44, 56, 100, 336, 359; 1991 a. 39, 292, 315; 1993 a. 16, 112; 1995 a. 27 ss. 3407m to 3412m, 9116 (5); 1995 a. 209, 227, 417; 1997 a. 27, 41, 237, 299; 1999 a. 5, 9; 2001 a. 16; 2003 a. 72, 99, 135, 255, 267, 326; 2005 a. 25, 74, 97, 361, 387, 452, 479, 483, 487; s. 13.93 (2) (c).



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1 SECTION 21. 71.47 (1dx) (b) 5. of the statutes is amended to read:

2 71.47 (1dx) (b) 5. The amount determined by multiplying the amount  
3 determined under s. 560.785 (1) (c) by the number of full-time jobs retained, as  
4 provided in the rules under s. 560.785, excluding jobs for which a credit has been  
5 claimed under sub. (1dj), in a development zone and not filled by a member of a  
6 targeted group and by then subtracting the subsidies paid under s. 49.147 (3) (a) or  
7 the subsidies and reimbursements paid under s. 49.147 (3m) (c) for those jobs.

History: 1987 a. 312, 411, 422; 1989 a. 31, 44, 56, 100, 336, 359; 1991 a. 39, 292, 315; 1993 a. 16, 112; 1995 a. 27 ss. 3407m to 3412m, 9116 (5); 1995 a. 209, 227, 417; 1997 a. 27, 41, 237, 299; 1999 a. 5, 9; 2001 a. 16; 2003 a. 72, 99, 135, 255, 267, 326; 2005 a. 25, 74, 97, 361, 387, 452, 479, 483, 487; s. 13.93 (2) (c).

8 SECTION 22. 76.636 (1) (e) of the statutes is amended to read:

9 76.636 (1) (e) "Member of a targeted group" means a person who resides in an  
10 area designated by the federal government as an economic revitalization area, a  
11 person who is employed in an unsubsidized job but meets the eligibility requirements  
12 under s. 49.145 (2) and (3) for a Wisconsin Works employment position, a person who  
13 is employed in a trial job, as defined in s. 49.141 (1) (n), or in a real work, real pay  
14 project position under s. 49.147 (3m), a person who is eligible for child care assistance  
15 under s. 49.155, a person who is a vocational rehabilitation referral, an economically  
16 disadvantaged youth, an economically disadvantaged veteran, a supplemental  
17 security income recipient, a general assistance recipient, an economically  
18 disadvantaged ex-convict, a qualified summer youth employee, as defined in 26 USC  
19 51 (d) (7), a dislocated worker, as defined in 29 USC 2801 (9), or a food stamp  
20 recipient, if the person has been certified in the manner under s. 71.47 (1dj) (am) 3.  
21 by a designated local agency, as defined in s. 71.47 (1dj) (am) 2.

History: 2005 a. 259.

22 SECTION 23. 76.636 (2) (b) of the statutes is amended to read:

23 76.636 (2) (b) The amount determined by multiplying the amount determined  
24 under s. 560.785 (1) (b) by the number of full-time jobs created in a development zone



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1 and filled by a member of a targeted group and by then subtracting the subsidies paid  
2 under s. 49.147 (3) (a) or the subsidies and reimbursements paid under s. 49.147 (3m)  
3 (c) for those jobs.

History: 2005 a. 259.

4 **SECTION 24.** 76.636 (2) (c) of the statutes is amended to read:

5 76.636 (2) (c) The amount determined by multiplying the amount determined  
6 under s. 560.785 (1) (c) by the number of full-time jobs created in a development zone  
7 and not filled by a member of a targeted group and by then subtracting the subsidies  
8 paid under s. 49.147 (3) (a) or the subsidies and reimbursements paid under s. 49.147  
9 (3m) (c) for those jobs.

History: 2005 a. 259.

10 **SECTION 25.** 76.636 (2) (d) of the statutes is amended to read:

11 76.636 (2) (d) The amount determined by multiplying the amount determined  
12 under s. 560.785 (1) (bm) by the number of full-time jobs retained, as provided in the  
13 rules under s. 560.785, excluding jobs for which a credit has been claimed under s.  
14 71.47 (1dj), in an enterprise development zone under s. 560.797 and for which  
15 significant capital investment was made and by then subtracting the subsidies paid  
16 under s. 49.147 (3) (a) or the subsidies and reimbursements paid under s. 49.147 (3m)  
17 (c) for those jobs.

History: 2005 a. 259.

18 **SECTION 26.** 76.636 (2) (e) of the statutes is amended to read:

19 76.636 (2) (e) The amount determined by multiplying the amount determined  
20 under s. 560.785 (1) (c) by the number of full-time jobs retained, as provided in the  
21 rules under s. 560.785, excluding jobs for which a credit has been claimed under s.  
22 71.47 (1dj), in a development zone and not filled by a member of a targeted group and



*Ins 4-4 11 of 11*

1 by then subtracting the subsidies paid under s. 49.147 (3) (a) or the subsidies and  
2 reimbursements paid under s. 49.147 (3m) (c) for those jobs.

History: 2005 a. 259.

(END OF INSERT 4-4)

INSERT 4-8

3 **SECTION 9341. Initial applicability; revenue.**

4 (1) DEVELOPMENT ZONES TAX CREDITS. The treatment of sections 71.07 (2dj) (am)  
5 4h. and (2dx) (a) 5. and (b) 2., 3., 4., and 5., 71.28 (1dj) (am) 4h. and (1dx) (a) 5. and  
6 (b) 2., 3., 4., and 5., 71.47 (1dj) (am) 4h. and (1dx) (a) 5. and (b) 2., 3., 4., and 5., and  
7 76.636 (1) (e) and (2) (b), (c), (d), and (e) of the statutes first applies to taxable years  
8 beginning on January 1, 2008.

(END OF INSERT 4-8)

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

LRB-0486/P2dn  
PJK:jld:pg

Sam:

I agree that the text of the appropriation language under s. 20.445 (3) (k) and (s) is broad enough to cover employer subsidies and reimbursements, but s. 20.445 (3) (dz) may need to be amended to say "for administration and benefit payments under Wisconsin Works," if the subsidies and reimbursements are not benefits. They aren't really payments to W-2 agencies, either. They are payments from W-2 agencies to employers.

Note that I included both subsidies and reimbursements for subtraction under the tax provisions. Is this what you want?

I removed the embedded Note asking how participants will be chosen. Since the draft mentions applying for the project and you did not ask to have that language changed, I assume participants in W-2 will apply to participate in the pilot project.

Pamela J. Kahler  
Senior Legislative Attorney  
Phone: (608) 266-2682  
E-mail: [pam.kahler@legis.wisconsin.gov](mailto:pam.kahler@legis.wisconsin.gov)



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

LRB-0486/P2dn  
PJK:jld:nwn

December 21, 2006

Sam:

I agree that the text of the appropriation language under s. 20.445 (3) (k) and (s) is broad enough to cover employer subsidies and reimbursements, but s. 20.445 (3) (dz) may need to be amended to say "for administration and benefit payments under Wisconsin Works," if the subsidies and reimbursements are not benefits. They aren't really payments to W-2 agencies, either. They are payments from W-2 agencies to employers.

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Pamela J. Kahler  
Senior Legislative Attorney  
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**Kahler, Pam**

**From:** Harshner, Samuel - DOA  
**Sent:** Wednesday, January 17, 2007 3:21 PM  
**To:** Kahler, Pam  
**Subject:** LRB-0486/P2

Hey Pam,

In response to your last draft for the Real Work Real Pay Demonstration project. I've posted your comments from the Drafter's Note followed by our take on things:

- ✓ • "I agree that the text of the appropriation language under s. 20.445 (3) (k) and (s) is broad enough to cover employer subsidies and reimbursements, but s. 20.445 (3) (dz) may need to be amended to say 'for administration and benefit payments under Wisconsin Works,' if the subsidies and reimbursements are not benefits. They aren't really payments to W-2 agencies, either. They are payments from W-2 agencies to employers."
  - The current (largely unused) designation for trial jobs participants under s. 49.147(3) states "The Wisconsin Works agency shall pay a wage subsidy to an employer that employs a participant under this subsection . . ." This is the model of payment that will be followed in relation to the current pilot program. So in fact the spending under this provision will represent "payments to W-2 agencies." In addition the creation of the pilot in s. 49.147(3m) means any expenditures for the program can also be construed as "administration and payments under Wisconsin Works under ss. 49.141 to 49.161". **So essentially, if you eliminate the word "benefits" DWD will still be able to make all the payments it needs to under 3(dz).**
- ✓ • "Note that I included both subsidies and reimbursements for subtraction under the tax provisions. Is this what you want?"
  - This will be fine.
- ✓ • "Since the draft mentions applying for the project and you did not ask to have that language changed, I assume participants in W-2 will apply to participate in the pilot project."
  - The department does not anticipate determining Real Work Real Pay participation by application. They suggest removing the reference to applying for Real Work Real Pay and changing s. 49.147(3m)(b) to read:
    - s. 49.147(3m)(b) *Eligibility and project limits.* The project shall be limited to 500 individuals and shall be conducted in at least one of the geographical areas established by the department under 49.143(6) that is in Milwaukee County and in at least 2 of those geographical areas that are not in Milwaukee County. General and non-financial eligibility provisions of s. 49.145, and the provisions of subsection (3) (a), (am) and (b) of this section also apply to participants under this section.

Thanks Pam. Let me know if you have any questions.

Sam

01/17/2007