



State of Wisconsin  
2007 - 2008 LEGISLATURE

LRB-0878/1-2

DAK:lmk:jf

↑  
stays

DOA:.....Milioto, BB0174 - Council on Developmental Disabilities

FOR 2007-09 BUDGET -- NOT READY FOR INTRODUCTION

Do NOT (en)

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

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*Analysis by the Legislative Reference Bureau*

**HEALTH AND HUMAN SERVICES**

**MENTAL ILLNESS, ALCOHOLISM, AND DEVELOPMENTAL DISABILITIES**

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

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

2 SECTION 1. 15.197 (11n) of the statutes is renumbered 15.107 (7) and 15.107

3 (7) (ag), as renumbered, is amended to read:

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7 disabilities, for the purposes for which provided.

      \*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be  
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\$521,700

8           **SECTION 9221. Fiscal changes; Health and Family Services.**

9           (1) COUNCIL ON DEVELOPMENTAL DISABILITIES. In the schedule under section  
10 20.005 (3) of the statutes for the appropriation to the department of health and family  
11 services under section 20.435 (6) (m) of the statutes, as affected by the acts of 2007,  
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15           **SECTION 9121. Nonstatutory provisions; Health and Family Services.**

16           (1) TRANSFER OF COUNCIL ON DEVELOPMENTAL DISABILITIES.

17           (a) *Assets and liabilities.* On the effective date of this paragraph, the assets and  
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**SECTION 9121**

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3 of administration to the extent allowed under the contract.

4 (END)

**Kennedy, Debora**

---

**From:** Milioto, Steve - DOA  
**Sent:** Wednesday, January 17, 2007 3:23 PM  
**To:** Kennedy, Debora  
**Subject:** FW: Last Question

FYI

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

From: Seng Vang [mailto:vangs@dhfs.state.wi.us]  
Sent: Wednesday, January 17, 2007 3:19 PM  
To: Milioto, Steve - DOA  
Subject: Re: Last Question

The name of the grant is the State Developmental Disabilities Councils Grant.

Seng Vang  
DHFS, OSF  
267-0356  
(F) 267-0358

\* \* \* \* \*

NOTICE: This email and any attachments may contain confidential information. Use and further disclosure of the information by the recipient must be consistent with applicable laws, regulations and agreements. If you received this email in error, please notify the sender; delete the email; and do not use, disclose or store the information it contains.

>>> "Milioto, Steve - DOA" <steve.milioto@wisconsin.gov> 01/17/07 2:01 PM >>>  
Hi Seng --

Hopefully, this will be my last question regarding the DD council.  
What is the name of the FED grant they receive? Best, Steve

## Kennedy, Debora

---

**From:** Milioto, Steve - DOA  
**Sent:** Wednesday, January 17, 2007 2:01 PM  
**To:** Kennedy, Debora  
**Subject:** FW: FW: Re: WCDD Recap

Hi Debora --

Please see #1 in the e-mail message directly below -- it explains what is going on better than I did verbally. (I would have been satisfied with an MOU but DOA Ops would prefer stat language.)

Let me know if this is insufficient. Best, Steve

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

**From:** Vang, Seng [mailto:VangS@dhfs.state.wi.us]  
**Sent:** Wednesday, January 17, 2007 11:23 AM  
**To:** Milioto, Steve - DOA  
**Cc:** Massey, Mary - DOA  
**Subject:** Fwd: FW: Re: WCDD Recap

Hi Steve, my answers are in bold below your original questions.

>>> "Milioto, Steve - DOA" <steve.milioto@wisconsin.gov> 01/16/07 3:25

>>> PM >>>

Hi Seng --

Please see Mary's e-mail below.

I have several follow-up questions:

1) We matching the \$1.2 million FED grant w/ \$410,000 (fund source?) in Basic County Allocation. However, the requirement is only 25% of the contracted projects (\$150,000). Why are we overmatching so much?  
The \$410,000 match is GPR allocated through the Community Aids Basic County Allocation. We are not "actively" overmatching because the match is DD expenditures counties make. We report the full amount of those expenditures even though they exceed our match requirement, therefore it looks like we are overmatching. Again, DHFS is willing to set up an MOA with the new agency to ensure that this match requirement will continue to be met via counties DD expenditures.

2) I'm assuming that the admin cost sharing is separate from the match. So, DHFS is putting \$15,000 GPR toward the admin costs. What amount of FED is the department putting toward the admin costs and where is this funding coming from? You are correct, the admin cost sharing is separate from the match and is 50/50, GPR/FED. The actual admin varies a little from year to year, for example: FFY 04 \$28,303; FFY 05 \$31,910; FFY 06 \$28,882. We took the average admin cost of these years, \$29,698, and then the half of this amount (for the GPR share) which is \$14,849. This is why we propose transferring 15,000 GPR to the new agency to cover this admin cost. The Fed side of this admin cost share is covered by the grant award of \$1.2 million.

Any help you could provide us in understanding this would be helpful.  
Best, Steve

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

**From:** Massey, Mary - DOA  
**Sent:** Tuesday, January 16, 2007 3:05 PM  
**To:** Milioto, Steve - DOA  
**Cc:** Kerner, Martha - DOA  
**Subject:** RE: Re: WCDD Recap

Steve,

This is getting interesting. I'm not following how the \$15,000 in GPR fits in. In one of the prior exchanges it looks like the match is \$150,000. Another it appears to be \$410,000 and another \$50,000. As it stands now the \$15,000 GPR is all DOA will be able to contribute as match.

Mary

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

From: Milioto, Steve - DOA  
Sent: Tuesday, January 16, 2007 2:54 PM  
To: Vang, Seng - DHFS  
Cc: Massey, Mary - DOA  
Subject: RE: Re: WCDD Recap

Hi Seng --

If all of the FED grant funding is transferred to DOA, are we still able to claim the \$410,500 in match? Best, Steve

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

From: Vang, Seng [mailto:VangS@dhfs.state.wi.us]  
Sent: Tuesday, January 16, 2007 2:47 PM  
To: Milioto, Steve - DOA  
Subject: Fwd: Re: WCDD Recap

Hi Steve, in regards to your question about the match requirement from the feds, see Jennifer's note below and the attachment.

Furthermore, here's what BFS says about what we do report as match currently:

we report \$410,500 as DD match each year from the basic county allocation. The requirement is 25% (less than we report). The admin cost sharing is split 50/50, GPR/FED up to a fed cap of \$50,000. \$15,000 of GPR is the current amount. The requirement states it is up to 5% of the grant amount or \$50,000 whichever is less.

Please let me know if you need anything further.  
>>> Jennifer Ondrejka 12/14/06 6:04 PM >>>

I've attached excerpts from some regulatory memos on the ADD web site. The first section again underlines the idea that the DSA only provides information on State personnel procedures (i.e., is not involved in personnel work). The second section clarifies that the State match is only against our contracted projects, which typically are \$600,000. Thus the 25% match would be \$150,000. Steve Stanek said that originally, the match was against the entire budget, but they changed it 5 or 6 years ago.

Jennifer Ondrejka, Executive Director  
Wisconsin Council on Developmental Disabilities  
201 W. Washington Ave., Suite 110  
Madison, WI 53703-2796  
Tel: 608-266-1166  
Fax: 608-267-3906  
Web:www. WCDD.org

Seng Vang  
DHFS, OSF  
267-0356  
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\* \* \* \* \*

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>>> Seng Vang 12/14/06 04:28PM >>>  
Hi all--

Please review my summary notes below and if I omitted/did not capture something accurately, please let me know. At the meeting, we had decided to approach Commerce and DOA simultaneously about being a possible DSA; I talked this over with Andy and he suggests that we respond to Commerce and let them respond definitively before we approach DOA.

Thanks.

Seng Vang  
DHFS, OSF  
267-0356  
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D-NOTE

↑  
+WLJ

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FOR 2007-09 BUDGET -- NOT READY FOR INTRODUCTION

DO NOT GEN

INSERT A-1 ✓

INSERT A-2 ✓

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INSERT 2-7

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D.NOTE

Not

**INSERT A-1**

The Council on Developmental Disabilities is funded, in part, by a federal grant.

**INSERT A-2**

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**INSERT 2-7**

1  
2  
3  
4  
5  
6  
7

~~SECTION 51.437~~ 51.437 (14) (i) of the statutes is created to read:

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

LRB-0878/3dn  
DAK:lmk:pg

To Steve Milioto:

Is "matching funds requirement" in s. 51.437 (14) (i) sufficiently descriptive for your purposes?

Debora A. Kennedy  
Managing Attorney  
Phone: (608) 266-0137  
E-mail: [debora.kennedy@legis.wisconsin.gov](mailto:debora.kennedy@legis.wisconsin.gov)

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LRB-0878/3dn  
DAK:lmk&wlj:nwn

January 19, 2007

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Managing Attorney  
Phone: (608) 266-0137  
E-mail: [debora.kennedy@legis.wisconsin.gov](mailto:debora.kennedy@legis.wisconsin.gov)

-0878

1/26/07

From Steve Milioto

Change \$ amt in SEC 9221 from  
\$521,700 to \$467,500







State of Wisconsin  
2007 - 2008 LEGISLATURE

LRB-0878/4  
DAK:lmk&wlj:nmw  
stays

DOA:.....Milioto, BB0174 - Council on Developmental Disabilities

FOR 2007-09 BUDGET -- NOT READY FOR INTRODUCTION

Don't Gen

- 1 AN ACT *to renumber and amend* 15.197 (11n); and *to create* 20.505 (4) (mg)  
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State of Wisconsin  
2007 - 2008 LEGISLATURE

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13

(END)

D-NOTE



DAK:mk

D-NOTE  
(date)To Steve Milinto ☺

As I mentioned by telephone, this redraft  
 deletes the position decreases in the  
 last SECTION of LRB-0878/4; it is unnecessary  
 to draft this, since the Governor possesses  
 this authority and it will be contained  
 in accompanying budgetary documents. ☺

DAK

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

LRB-0878/5dn  
DAK:lmk:rs

January 30, 2007

To Steve Milioto:

As I mentioned by telephone, this redraft deletes the position decreases in the last SECTION of LRB-0878/4; it is unnecessary to draft this, since the Governor possesses this authority and it will be contained in accompanying budgetary documents.

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State of Wisconsin  
2007 - 2008 LEGISLATURE

LRB-0878/5  
DAK:lmk&wlj:rs

DOA:.....Milioto, BB0174 - Council on Developmental Disabilities

FOR 2007-09 BUDGET -- NOT READY FOR INTRODUCTION

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

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*Analysis by the Legislative Reference Bureau*

**HEALTH AND HUMAN SERVICES**

**MENTAL ILLNESS, ALCOHOLISM, AND DEVELOPMENTAL DISABILITIES**

Currently, the Council on Developmental Disabilities is attached to DHFS and performs numerous duties, including developing, approving, and continuing modification of the statewide plan for delivery of services to individuals with developmental disabilities. The Council on Developmental Disabilities is funded, in part, by a federal grant.

This bill transfers the Council on Developmental Disabilities to DOA and creates an appropriation in DOA for receipt and distribution of federal moneys for the Council on Developmental Disabilities. The bill requires DHFS to ensure that the matching funds requirement under the federal grant that provides funds for the Council on Developmental Disabilities is met by reporting expenditures made for the provision of developmental disabilities services under the Community Aids Program.

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

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

**SECTION 1**

1           **SECTION 1.** 15.197 (11n) of the statutes is renumbered 15.107 (7) and 15.107  
2 (7) (ag), as renumbered, is amended to read:

3           15.107 (7) (ag) There is created a council on developmental disabilities,  
4 attached to the department of ~~health and family services~~ administration under s.  
5 15.03.

6           **SECTION 2.** 20.505 (4) (mg) of the statutes is created to read:

7           20.505 (4) (mg) *Council on developmental disabilities; federal aid.* All federal  
8 moneys received under 42 USC 15021 to 15029 for the council on developmental  
9 disabilities, for the purposes for which provided.

      \*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be  
reflected in the revised schedule in s. 20.005, stats.

10          **SECTION 3.** 51.437 (14) (i) of the statutes is created to read:

11          51.437 (14) (i) Ensure that the matching funds requirement for the state  
12 developmental disabilities councils grant, as received from the federal department  
13 of health and human services, is met by reporting to the federal department of health  
14 and human services expenditures made for the provision of developmental  
15 disabilities services under the basic county allocation distributed under s. 46.40 (2).

16          **SECTION 9121. Nonstatutory provisions; Health and Family Services.**

17          (1) TRANSFER OF COUNCIL ON DEVELOPMENTAL DISABILITIES.

18          (a) *Assets and liabilities.* On the effective date of this paragraph, the assets and  
19 liabilities of the department of health and family services primarily related to the  
20 council on developmental disabilities, as determined by the secretary of  
21 administration, shall become the assets and liabilities of the department of  
22 administration.

1           (b) *Employee transfers.* All incumbent employees holding positions in the  
2 department of health and family services performing duties primarily related to the  
3 functions of the council on developmental disabilities, as determined by the secretary  
4 of administration, are transferred on the effective date of this paragraph to the  
5 department of administration.

6           (c) *Employee status.* Employees transferred under paragraph (b) have all the  
7 rights and the same status under subchapter V of chapter 111 and under chapter 230  
8 of the statutes in the department of administration that they enjoyed in the  
9 department of health and family services immediately before the transfer.  
10 Notwithstanding section 230.28 (4) of the statutes, no employee so transferred who  
11 has attained permanent status in class is required to serve a probationary period.

12           (d) *Tangible personal property.* On the effective date of this paragraph, all  
13 tangible personal property, including records, of the department of health and family  
14 services that is primarily related to the functions of the council on developmental  
15 disabilities, as determined by the secretary of administration, is transferred to the  
16 department of administration.

17           (e) *Contracts.*

18           1. All contracts entered into by the council on developmental disabilities in  
19 effect on the effective date of this paragraph remain in effect and are transferred to  
20 the council on developmental disabilities in the department of administration. The  
21 council on developmental disabilities shall carry out any obligations under such a  
22 contract until the contract expires or is modified or rescinded by the council on  
23 developmental disabilities to the extent allowed under the contract.

24           2. All contracts entered into by the department of health and family services  
25 in effect on the effective date of this paragraph that are primarily related to the

1 functions of the council on developmental disabilities, as determined by the secretary  
2 of administration, remain in effect and are transferred to the department of  
3 administration. The department of administration shall carry out any obligations  
4 under such a contract until the contract is modified or rescinded by the department  
5 of administration to the extent allowed under the contract.

6 (END)

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