

**2009 DRAFTING REQUEST**

**Assembly Amendment (AA-AB898)**

Received: **03/30/2010**

Received By: **pkahler**

Wanted: **As time permits**

Companion to LRB:

For: **Tamara Grigsby (608) 266-0645**

By/Representing: **Kim Swissdorf**

May Contact:

Drafter: **pkahler**

Subject: **Public Assistance - Wis works**  
**Public Assistance - misc**

Addl. Drafters:

Extra Copies:

Submit via email: **YES**

Requester's email: **Rep.Grigsby@legis.wisconsin.gov**

Carbon copy (CC:) to: **Kim.Swissdorf@legis.wisconsin.gov**

---

**Pre Topic:**

No specific pre topic given

---

**Topic:**

Activate changes with notice

---

**Instructions:**

See attached

---

**Drafting History:**

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	pkahler 03/31/2010	csicilia 03/31/2010		_____			
/1			rschluet 03/31/2010	_____	lparisi 03/31/2010	lparisi 03/31/2010	
/2	pkahler 03/31/2010	csicilia 03/31/2010	jfrantze 03/31/2010	_____	cduerst 03/31/2010	cduerst 03/31/2010	
/3	pkahler 04/06/2010	kfollett 04/06/2010	mduchek 04/06/2010	_____	lparisi 04/06/2010	lparisi 04/06/2010	

Vers.      Drafted      Reviewed      Typed      Proofed      Submitted      Jacketed      Required

FE Sent For:

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/2	pkahler 03/31/2010	csicilia 03/31/2010	jfrantze 03/31/2010	_____	cduerst 03/31/2010	cduerst 03/31/2010	

FE Sent For:

13KF  
4/6  
4/6  
NN

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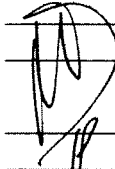

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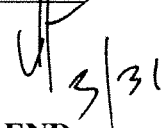
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/?	pkahler						
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Legis 3/31/10  
JS/na

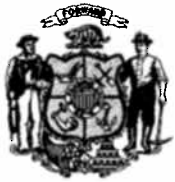
FE Sent For:

<END>

Kim Swinsdorf 3-30

amendment to Gigsby for AB 898

- ① remove fiscal change, allocation change in s. 49.175, and "required general fund balance" section
- ② make changes from current law effective with another notice in W's Admin Register  
Dept must determine that making the changes in the bill (expanding the programs) is the only mechanism for obtaining the federal \$ (program changes are last resort)



State of Wisconsin  
2009 - 2010 LEGISLATURE

LRBa1968/1

PJK/.....

gjs

~~PRELIMINARY DRAFT NOT READY FOR INTRODUCTION~~  
ASSEMBLY AMENDMENT,  
TO 2009 ASSEMBLY BILL 898

*to Dan*

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

2 1. Page 1, line 6: delete "and making an appropriation". ✓

3 2. Page 7, line 10: delete lines 10 to 14. ✓

4 3. Page 8, line 8: after that line insert:

NON  
STAT →

5 "(1m) PUBLISH NOTICE IN THE WISCONSIN ADMINISTRATIVE REGISTER THAT FUNDING

6 IS AVAILABLE. The department of children and families shall determine whether the

7 expansion of trial jobs under section 49.147 (3) of the statutes, as affected by this act,

8 and of the project under section 49.162 of the statutes, as affected by this act, is the

9 only mechanism for obtaining federal moneys from the Temporary Assistance for

10 Needy Families Emergency Fund under the American Recovery and Reinvestment

11 Act of 2009. If the department determines that expanding those programs in the

12 manner provided in this act is the only mechanism for obtaining that federal funding,

*→ as →*



1 the department shall publish a notice in the Wisconsin Administrative Register that  
2 states the date on which the department made that determination.”.

3 **4.** Page 8, line 9: after “REGISTER” insert “THAT FUNDING IS NOT AVAILABLE”. ✓

4 **5.** Page 8, line 9: delete the material beginning with “If” and ending with  
5 “department” on line 10 and substitute “If, after making the determination under  
6 subsection (1m), the department of children and families”.

7 **6.** Page 8, line 16: delete “are depleted” and substitute “may no longer be  
8 obtained”. ✓

9 **7.** Page 8, line 17: delete lines 17 and 18. ✓

10 **8.** Page 9, line 7: delete lines 7 to 18. ✓

11 **9.** Page 9, line 20: after that line insert:

*No N  
STAT:  
eff date* →

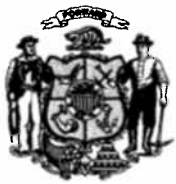
(by <sup>CS</sup> SECTION 16)

12 “(1) The renumbering of section 106.14 of the statutes, the amendment of  
13 sections 49.147 (3) (a) (by SECTION 3) and 49.162 (3) (a) (by SECTION 9) of the statutes,  
14 and the creation of sections 49.143 (2r), 49.147 (3) (cm) and (dm), 49.162 (3) (am) and  
15 (d), and 106.14 (2) of the statutes take effect on the date stated in the notice published  
16 by the department of children and families under SECTION 20 (1m) of this act.”.

17 **10.** Page 9, line 21: delete “(1)” and substitute “(2)”. ✓

18 **11.** Page 9, line 23: delete “SECTION 10” and substitute “SECTION 4”.

19 (END) ✓



State of Wisconsin  
2009 - 2010 LEGISLATURE

LRBa1968/1

PJK:cjs:rs

Stays

revision

ASSEMBLY AMENDMENT,  
TO 2009 ASSEMBLY BILL 898

today

Insert 1-2

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2 **1.** Page 1, line 6: delete "and making an appropriation".

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Insert 1-3

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11 **9.** Page 9, line 20: after that line insert:

12 (1) The renumbering of section 106.14 of the statutes (by SECTION 16), the ✓  
13 amendment of sections 49.147 (3) (a) (by SECTION 3) and 49.162 (3) (a) (by SECTION  
14 9) of the statutes, <sup>g</sup>and the creation of sections 49.143 (2r), 49.147 (3) (cm) and (dm) ✓  
15 <sup>and</sup> 49.162 (3) (am) and (d), and 106.14 (2) ✓ of the statutes take effect on the date stated  
16 in the notice published by the department of children and families under SECTION 20  
17 (1m) of this act.”.

18 **10.** Page 9, line 21: delete “(1)” and substitute “(2)”.

19 **11.** Page 9, line 23: delete “SECTION 10” and substitute “SECTION 4”.

20 (END)

Insert 2-17 →



**Kahler, Pam**

---

**From:** Benish, Kevin  
**Sent:** Tuesday, April 06, 2010 2:28 PM  
**To:** Collins, Kimmie L - DCF  
**Cc:** Swissdorf, Kim; Kahler, Pam  
**Subject:** AB 898 Amendment

Dear Kimmie,

I've been talking to Kim at LFB and Pam at LRB. It seems unclear what the proposed changes to LRBA1968 would do. As I said earlier, we're happy to give the Department more flexibility, but my understanding is that removing the word "only" will not do that alone.

Right now, the amendment is worded to make this bill an item of last resort. We'd love to make it more than that and give the department more flexibility, but my discussions with LFB and LRB indicate that we would need a different change to accomplish that.

Let me know if you have any thoughts. I'd like to send out a memo about the amendment to JFC members before the end of the day. If we could resolve this in the next hour or so it would be appreciated.

Many thanks,  
Kevin

**Kevin D. Benish**  
**Office of Representative Tamara Grigsby**  
**18th Assembly District**  
[kevin.benish@legis.wi.gov](mailto:kevin.benish@legis.wi.gov)  
(608) 266.0645  
1-888-534-0018 (toll free)

## Kahler, Pam

---

**From:** Kahler, Pam  
**Sent:** Tuesday, April 06, 2010 3:24 PM  
**To:** Swissdorf, Kim  
**Cc:** Benish, Kevin  
**Subject:** RE: LRB 1968 Changes agreed to by DCF

If DCF determines that expanding these programs in the way that the draft does is *one* way in which to obtain *all available* federal moneys from the emergency fund, they would have to publish the date of their determination and that would kick in the changes. So, if expanding these programs would not accomplish obtaining all of the available federal moneys in the emergency fund, they presumably would not publish any date.

---

**From:** Swissdorf, Kim  
**Sent:** Tuesday, April 06, 2010 2:50 PM  
**To:** Benish, Kevin; Kahler, Pam  
**Subject:** RE: LRB 1968 Changes agreed to by DCF

My reading from making this change is that this bill is "a mechanism," so DCF would be required to implement these changes after the bill passes. Because they are required to print a notice in the Admin Reg if they determine that the enhanced subsidies are "a mechanism," and enhanced subsidies are "a mechanism." Is that correct Pam? Is that really what DCF intends Kevin?

---

**From:** Benish, Kevin  
**Sent:** Tuesday, April 06, 2010 2:47 PM  
**To:** Kahler, Pam  
**Cc:** Swissdorf, Kim  
**Subject:** RE: LRB 1968 Changes agreed to by DCF

DCF approved the change. I just spoke with Kimmie, but I wanted to make sure everything would be OK for drafting purposes. Also for Kim, I just wanted to make sure that "all available federal moneys" doesn't distort the bills intent to access any unused TANF Emergency Fund dollars.

Thanks,  
Kevin

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**From:** Kahler, Pam  
**Sent:** Tuesday, April 06, 2010 2:45 PM  
**To:** Benish, Kevin  
**Cc:** Swissdorf, Kim  
**Subject:** RE: LRB 1968 Changes agreed to by DCF

Kevin:

This language resolves the grammatical and logical problems, but I can't say whether it accomplishes what DCF hopes to accomplish.

Pam

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**From:** Benish, Kevin  
**Sent:** Tuesday, April 06, 2010 2:42 PM  
**To:** Kahler, Pam; Swissdorf, Kim  
**Subject:** LRB 1968 Changes agreed to by DCF

Line 1-2: Change to "is **a mechanism** for obtaining **all available** federal moneys..."

Line 5: delete "only" and replace with "is **a mechanism** for obtaining that federal funding..."

This should alleviate the DCF's concerns. Let me know if there would be concerns with this change.

Thank you for your time, patience, and help!  
Kevin

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**From:** Kahler, Pam  
**Sent:** Tuesday, April 06, 2010 3:35 PM  
**To:** Benish, Kevin  
**Cc:** Swissdorf, Kim  
**Subject:** RE: LRB 1968 Changes agreed to by DCF

Kevin:

Kim and I discussed this and we're thinking that DCF may intend the following:

On lines 1 and 2, "a mechanism for obtaining *some or all* of available federal moneys from ...."  
On line 5, "is *the preferred* mechanism for obtaining that federal funding ...."

Pam

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**From:** Benish, Kevin  
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**To:** Swissdorf, Kim; Kahler, Pam; Collins, Kimmie L - DCF  
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These would be the changes, Kimmie. This looks OK, right?

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Kimmie,

Please see the thread below. I want to make sure DCF is OK with the recommended changes.

On page 2:

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**To:** Kahler, Pam; Swissdorf, Kim  
**Subject:** CONFIRMED: LRB 1968 Changes agreed to by DCF

### THIS LANGUAGE IS A GO! THANKS!

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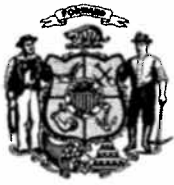
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2009 - 2010 LEGISLATURE

LRBa1968/3  
PJK:cjs:jt  
w stays  
r m is run

ASSEMBLY AMENDMENT,  
TO 2009 ASSEMBLY BILL 898

today  
(needed for JFC  
tomorrow a.m.)

- 1 At the locations indicated, amend the bill as follows:
- 2 **1.** Page 1, line 6: delete “and making an appropriation”.
- 3 **2.** Page 2, line 2: delete “EXPANDED JOB” and substitute “JOB”.
- 4 **3.** Page 2, line 4: delete “expanded”.
- 5 **4.** Page 3, line 3: delete lines 3 and 4.
- 6 **5.** Page 7, line 10: delete lines 10 to 14.
- 7 **6.** Page 7, line 16: delete lines 16 and 17.
- 8 **7.** Page 7, line 23: delete lines 23 and 24.
- 9 **8.** Page 8, line 8: after that line insert:
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- 11 IS AVAILABLE. The department of children and families shall determine whether the
- 12 expansion of trial jobs under section 49.147 (3) of the statutes, as affected by this act,

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 4 Act of 2009. If the department determines that expanding those programs, as  
 5 provided in this act, is the ~~only~~ <sup>preferred</sup> mechanism for obtaining that federal funding, the  
 6 department shall publish a notice in the Wisconsin Administrative Register that  
 7 states the date on which the department made that determination.”.

- 8           **9.** Page 8, line 9: after “REGISTER” insert “THAT FUNDING IS NOT AVAILABLE”.
- 9           **10.** Page 8, line 9: delete the material beginning with “If” and ending with  
 10 “department” on line 10 and substitute “If, after making the determination under  
 11 subsection (1m), the department of children and families”.
- 12           **11.** Page 8, line 16: delete “are depleted” and substitute “may no longer be  
 13 obtained”.
- 14           **12.** Page 8, line 17: delete lines 17 and 18.
- 15           **13.** Page 9, line 7: delete lines 7 to 18.
- 16           **14.** Page 9, line 20: after that line insert:  
 17           “(1) The amendment of sections 49.147 (3) (a) (by SECTION 3) and 49.162 (3) (a)  
 18 (by SECTION 9) of the statutes and the creation of sections 49.147 (3) (cm) and (dm)  
 19 and 49.162 (3) (am) and (d) of the statutes take effect on the date stated in the notice  
 20 published by the department of children and families under SECTION 20 (1m) of this  
 21 act.”.

