

2011 DRAFTING REQUEST

Bill

Received: 05/03/2011

Received By: **fknepp**

Wanted: **As time permits**

Companion to LRB:

For: **Mark Miller (608) 266-9170**

By/Representing: **Tim Casper**

May Contact:

Drafter: **fknepp**

Subject: **Econ. Development - bus. dev.
Higher Education - tech. college
Public Assistance - misc**

Addl. Drafters: **mkunkel**

Extra Copies:

Submit via email: **YES**

Requester's email: **Sen.Miller@legis.wisconsin.gov**

Carbon copy (CC:) to: **fern.knepp@legis.wisconsin.gov**

Pre Topic:

No specific pre topic given

Topic:

Direct WEDC to create a rapid response business retention unit; Amend requirements for technical college advanced manufacturing skills grants; increase funding for community action agencies

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>
/P1	fknepp 05/04/2011	jdyer 05/05/2011	rschluet 05/05/2011	_____	sbasford 05/05/2011		State
/1	fknepp 05/10/2011	jdyer 05/10/2011	jfrantze 05/10/2011	_____	sbasford 05/10/2011	sbasford 05/10/2011	State

FE Sent For:

*at intro
6-3-11*

<END>

*Told Miller's
Office
06-23-2011*

*"Local"
Added
(see attached)*

Reminders: Requester asked that the
/1 be jacketed

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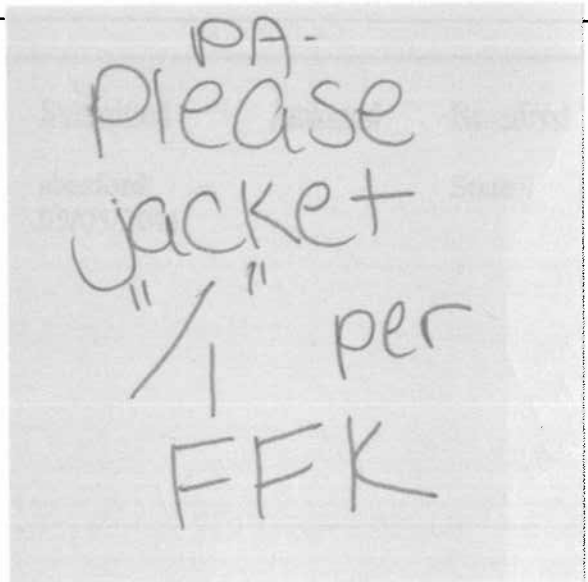
See attached

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<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>
/P1	fknepp 05/04/2011 fknepp	jdye 05/05/2011	rschluet 05/05/2011	_____
		15/10 jld	J6	5/10

FE Sent For:

<END>



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/P1	fknepp 05/04/2011	jdye 05/05/2011	rschluet 05/05/2011	_____	sbasford 05/05/2011		State

FE Sent For:

<END>

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For: **Mark Miller (608) 266-9170**

By/Representing: **Tim Casper**

May Contact:

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Higher Education - tech. college
Public Assistance - misc**

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Extra Copies:

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Pre Topic:

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Topic:

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See attached

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<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/P1	fknepp	P1 Sjkd PS					

FE Sent For:

<END>

Drafting Instructions

Rapid Response Business Retention Unit

Direct WEDC to develop a unit to create and implement a plan for the early identification and rapid response to potential business retention problems. The unit's responsibilities include, but are not limited to, the following.

- Identification of the top 300 Wisconsin companies in terms of employment, capital investment and overall economic impact. *doing business in WI scan*
- A strategy that targets industries and industry clusters for research and analysis based on the state's top companies. *benchmarks*
- Development of an early detection and response protocol which includes annual visits with each identified company. *300 companies*
- Creation of a database that includes retention case histories, best practices, and retention specialists and any other information useful for identification and response to retention challenges. *tracking health of these firms & industry W&A notes*

CAP Services Funding

Increase the appropriation under 20.437 (2) (fr) from current \$250,000 annually to \$500,000 annually.

49.265 (3) (b) 11. Provide, to individuals who work at least 20 hours per week and whose earned income is at or below 150 percent of the poverty line, a program of skills enhancement that shall include access to transportation, child care, career counseling, job placement assistance, and financial support for education and training.

Advanced Manufacturing Skills Grant Program (WTCS)

Use AB 97/SB 40 and add the following –

- Requirement that a manufacturer that applies for the program pays the individuals being trained at least 150% of the federal minimum wage at the time of training or within six months of receiving the training.

Understand which industries are the largest employers

internal for staff to use

who did the work

non-WEDC other resources

what did state do to help

Kunkel, Mark

From: Malaise, Gordon
Sent: Tuesday, May 03, 2011 11:08 AM
To: Kunkel, Mark
Subject: RE: Worker training and Mfg

Yes. ~~The precise reference is~~ necessary because in other parts of 29 USC 206 there are separate minimum wages for Puerto Rico and the U.S. Virgin Islands and for opportunity employees.

From: Kunkel, Mark
Sent: Tuesday, May 03, 2011 11:03 AM
To: Malaise, Gordon
Subject: FW: Worker training and Mfg

Gordon:

In my part of the bill, I have to require certain training grant recipients to pay trainees at least 150% of the federal minimum wage.

I found the following in the statutes. Is it the preferred way to refer to federal min. wage?

Section 49.195(3n)(a)4. "Federal minimum hourly wage" means that wage prescribed by 29 USC 206 (a) (1).

-- Mark

From: Gallagher, Michael
Sent: Tuesday, May 03, 2011 10:13 AM
To: Malaise, Gordon
Cc: Kunkel, Mark; Kahler, Pam; Knepp, Fern
Subject: RE: Worker training and Mfg

Fern is actually taking the lead on this one. I just talked with Tim to let him know that.

Thanks.

Mike

From: Malaise, Gordon
Sent: Tuesday, May 03, 2011 10:06 AM
To: Casper, Tim
Cc: Gallagher, Michael; Kunkel, Mark; Kahler, Pam; Knepp, Fern
Subject: FW: Worker training and Mfg

Tim:

I forwarded your drafting request to the attorneys in whose subject areas the request falls. If you have questions about the status of the drafting request, the lead drafter would be Mike Gallagher. Mark Kunkel, Pam Kahler, and, perhaps, Fern Knepp would also draft pieces of it.

Gordon

From: Malaise, Gordon
Sent: Monday, May 02, 2011 11:22 AM
To: Gallagher, Michael; Kahler, Pam; Kunkel, Mark; Knepp, Fern
Cc: Casper, Tim
Subject: FW: Worker training and Mfg

Mike:

It looks like:

1. Item 1 relating to the Wisconsin economic development corporation is yours or Fern's (economic development).
2. Item 2 relating to community action agencies is Pam's or Fern's (public assistance).
3. Item 3 relating to technical colleges is Mark's (technical college system).

Gordon

From: Casper, Tim
Sent: Friday, April 29, 2011 1:15 PM
To: Malaise, Gordon
Subject: Worker training and Mfg

Gordon,

Per my voice mail, attached are drafting instructions for the bill Senator Miller would like to have. We are seeking to have all three items drafted into one bill. If you have questions, or need to refer me to a different drafting attorney, please contact me at 266.9170

Thank you.

Tim

Tim Casper
Office of Senator Mark Miller
608.266.9170 << File: Workforce Development and Mfg Package_29Apr11.doc >>

Drafting Instructions

Rapid Response Business Retention Unit

Direct WEDC to develop a unit to create and implement a plan for the early identification and rapid response to potential business retention problems. The unit's responsibilities include, but are not limited to, the following.

- Identification of the top 300 Wisconsin companies in terms of employment, capital investment and overall economic impact.
- A strategy that targets industries and industry clusters for research and analysis based on the state's top companies.
- Development of an early detection and response protocol which includes annual visits with each identified company.
- Creation of a database that includes retention case histories, best practices, and retention specialists, and any other information useful for identification and response to retention challenges.

CAP Services Funding

Increase the appropriation under 20.437 (2) (fr) from current \$250,000 annually to \$500,000 annually.

49.265 (3) (b) 11. Provide, to individuals who work at least 20 hours per week and whose earned income is at or below 150 percent of the poverty line, a program of skills enhancement that shall include access to transportation, child care, career counseling, job placement assistance, and financial support for education and training.

Advanced Manufacturing Skills Grant Program (WTCS)

Use AB ~~97~~ SB 40 and add the following –

- Requirement that a manufacturer that applies for the program pays the individuals being trained at least 150% of the federal minimum wage at the time of training or within six months of receiving the training.



2011 ASSEMBLY BILL 97

April 21, 2011 – Introduced by Representatives RIPP, BERCEAU, VRUWINK, SHILLING, BERNARD SCHABER, MASON, JORGENSEN and FIELDS, cosponsored by Senators LASSA, HANSEN, HOLPERIN, VINEHOUT, T. CULLEN and ERPENBACH. Referred to Committee on Colleges and Universities.

1 AN ACT *to amend* 38.41 (3) (d) of the statutes; **relating to:** advanced
2 manufacturing skills grants for technical colleges.

Analysis by the Legislative Reference Bureau

Under current law, the Technical College System Board (board) makes grants to technical college system boards for training in advanced manufacturing skills. Beginning in the 2010–11 school year, the board is required to award at \$2,000,000 annually for such grants. This bill requires that, beginning in the 2011–12 school year, the board must award at least \$2,400,000 annually for such grants.

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

3 SECTION 1. 38.41 (3) (d) of the statutes is amended to read:
4 38.41 (3) (d) Beginning in the 2008–09 2011–12 school year, the board shall
5 award at least ~~\$1,000,000~~ \$2,400,000 annually under sub. (1) for training in
6 advanced manufacturing skills, ~~and beginning in the 2010–11 school year, the board~~
7 ~~shall award at least \$2,000,000 annually under sub. (1) for such training.~~

8

(END)



State of Wisconsin
2011 - 2012 LEGISLATURE



LRB-2020/P1
FFK&MDK:.....

In 5-4-11
out 5-5-11
d-note

JLD

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

✓
1
2
3

Gen

AN ACT ...; relating to: requiring the Wisconsin Economic Development Corporation to create and implement a business retention program, increasing the funding for skills enhancement grants, and making an appropriation.

Analysis by the Legislative Reference Bureau

Under current law, the board of the Wisconsin Economic Development Corporation (WEDC) must develop and implement economic programs to provide business support and expertise and financial assistance to companies that are investing and creating jobs in Wisconsin and to support new business start-ups and business expansion and growth in Wisconsin. Under this bill, WEDC must also develop and implement a program to identify and respond to business retention problems faced by companies doing business in Wisconsin. The business retention program must:

- 1. Identify the top 300 companies in Wisconsin based on employment, capital investment, and overall economic impact.
- 2. Develop a business retention strategy targeted at industries and industry clusters that is based on data related to the economic viability of Wisconsin companies.
- 3. Develop an early response and detection system that includes annual visits to the top 300 companies identified by the program.
- 4. Create and maintain a database that includes business retention case histories, best practices, and retention specialists.

Under current law, the Department of Children and Families (DCF) provides grants to community action agencies to provide a skills enhancement program to

MDK Analysis Insert

individuals who work at least 20 hours per week and whose earned income is at or below 150 percent of the poverty line. A skills enhancement program must include, among other things, child care, career counseling, and financial support for education and training. Under this bill, the appropriation to DCF for grants to community action agencies to provide a skills enhancement program is increased by \$250,000 in each of fiscal years 2011-12 and 2012-13.

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:

MDK ✓
Ch. 38
in 801



1 SECTION 1. 238.03 (2) (intro.) of the statutes, as created by 2011 Wisconsin Act

2 7, is amended to read:

3 238.03 (2) (intro.) For each program developed and implemented by the board
4 under sub. (1), the board shall do all of the following:

5 History: 2011 a. 7. SECTION 2. 238.03 (3) (intro.) of the statutes, as created by 2011 Wisconsin Act

6 7, is amended to read:

7 238.03 (3) (intro.) The board shall require for each program developed and
8 implemented by the board under sub. (1) all of the following:

9 History: 2011 a. 7. SECTION 3. 238.03 (4) of the statutes is created to read:

10 238.03 (4) The board shall develop and implement a program to identify and
11 respond to potential retention problems for companies doing business in Wisconsin.
12 The program shall include all of the following:

13 (a) Identification of the top 300 companies doing business in this state based
14 on a company's number of employees, capital investment in this state, and overall
15 economic impact on this state.

1 (b) A business retention strategy that targets industries and industry clusters
2 based on the collection and analysis of data related to the economic viability of the
3 companies identified in par. (a).[✓]

4 (c) Development and implementation of an early detection and response
5 system to potential retention problems that includes annual visits to the companies
6 identified under par. (a).[✓]

7 (d) Creation of a database[✓] that includes business retention case histories, best
8 practices, and retention specialists, and other information that is useful to identify
9 and respond to retention challenges, as determined by the board.[✓]

10 **SECTION 4. Fiscal changes; children and families.**

11 (1) COMMUNITY ACTION AGENCIES; SKILLS ENHANCEMENT GRANTS. In the schedule
12 under section 20.005 (3) of the statutes for the appropriation to the department of
13 children and families under section 20.437 (2) (fr)[✓] of the statutes, as affected by the
14 acts of 2011, the dollar amount is increased by \$250,000[✓] for the first fiscal year of the
15 fiscal biennium in which this subsection takes effect to provide funding for skills
16 enhancement grants under section 49.265 (4) (cm)[✓] of the statutes. In the schedule
17 under section 20.005 (3) of the statutes for the appropriation to the department of
18 children and families under section 20.437 (2) (fr)[✓] of the statutes, as affected by the
19 acts of 2011, the dollar amount is increased by \$250,000[✓] for the second fiscal year of
20 the fiscal biennium in which this subsection takes effect to provide funding for skills
21 enhancement grants under section 49.265 (4) (cm)[✓] of the statutes.

22 **SECTION 5. Initial applicability.**[✓]

23 (END)

Anote

MDK
Initial
APP
Insert ✓

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-2020/P1dn

FFK:.....

date

JKD

To Tim Casper: ✓

As we discussed, the budget bill repeals and recreates the appropriation schedule in chapter 20 of the statutes. If this legislation is passed before the budget bill, the appropriation change in this bill for the 2011-2012 and 2012-2013 fiscal years will be repealed when the budget is enacted. Additionally, section 16.47 (2) of the statutes provides that any bill that contains an appropriation or increases the cost of state government by more than \$10,000 may not be passed by either house of the legislature until the budget bill passes both houses unless the governor or the joint committee on * recommends that the bill be passed.

Please feel free to contact me with any questions or concerns. ✓

finance

Fern Knepp
Legislative Attorney
Phone: (608) 261-6927
E-mail: fern.knepp@legis.wisconsin.gov

1 **MDK RELATING CLAUSE INSERT:**

2 **#** advanced manufacturing skills grants for technical colleges, **NO #**

3 **MDK ANALYSIS INSERT:**

4 Under current law, the Technical College System Board (board) makes grants to technical college system boards for training in advanced manufacturing skills. **least**
* Beginning in the 2010-11 school year, the board is required to award at \$2,000,000 annually for such grants. This bill requires that, beginning in the 2011-12 school year, the board must award at least \$2,400,000 annually for such grants. In addition, the bill prohibits a business from receiving training under such a grant unless the
* business pays the individuals trained under the grant at least 150% of the federal minimum wage. The business must pay such a wage at the time of the training or
* no later than **6** months after an individual completes the training. **percent**

4 **MDK CH. 38 INSERT:**

5 **SECTION 1.** 38.41^x (3) (d) of the statutes is amended to read:

6 38.41 (3) (d) Beginning in the ~~2008-09~~ 2011-12[✓] school year, the board shall
7 award at least \$1,000,000 \$2,400,000[✓] annually under sub. (1) for training in
8 advanced manufacturing skills, and beginning in the 2010-11 school year, the board
9 shall award at least \$2,000,000[✓] annually under sub. (1) for such training. A business
10 may not receive training under such a grant unless the business pays individuals
11 trained under the grant, at the time of the training or no later than 6 months after
12 completion of the training, at least 150 percent[✓] of the federal minimum hourly rate
13 prescribed under 29 USC 206 (a) (1).[✓]

14 History: 2005 a. 25; 2007 a. 20; 2009 a. 2, 28, 265.

14 **MDK INITIAL APPLICABILITY INSERT:**

15 **#** TECHNICAL COLLEGE ADVANCED MANUFACTURING **SKILLS** TRAINING GRANTS. **CS** The
16 treatment of section 38.41 (3) (d)[✓] of the statutes first applies to individuals who are
17 trained under grants made on the effective date of this subsection.[✓]

(end ins)

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

LRB-2020/P1dn
FFK:jld:rs

May 5, 2011

To Tim Casper:

As we discussed, the budget bill repeals and recreates the appropriation schedule in chapter 20 of the statutes. If this legislation is passed before the budget bill, the appropriation change in this bill for the 2011-12 and 2012-13 fiscal years will be repealed when the budget is enacted. Additionally, section 16.47 (2) of the statutes provides that any bill that contains an appropriation or increases the cost of state government by more than \$10,000 may not be passed by either house of the legislature until the budget bill passes both houses unless the governor or the joint committee on finance recommends that the bill be passed.

Please feel free to contact me with any questions or concerns.

Fern Knepp
Legislative Attorney
Phone: (608) 261-6927
E-mail: fern.knepp@legis.wisconsin.gov



State of Wisconsin
2011 - 2012 LEGISLATURE



LRB-2020/P1 /1
FFK&MDK:jld:rs

RMR

In 5-10-11

~~PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION~~

No changes

✓

Regen

1 AN ACT *to amend* 38.41 (3) (d), 238.03 (2) (intro.) and 238.03 (3) (intro.); and *to*
 2 *create* 238.03 (4) of the statutes; **relating to:** requiring the Wisconsin
 3 Economic Development Corporation to create and implement a business
 4 retention program, increasing the funding for skills enhancement grants,
 5 advanced manufacturing skills grants for technical colleges, and making an
 6 appropriation.

Analysis by the Legislative Reference Bureau

Under current law, the board of the Wisconsin Economic Development Corporation (WEDC) must develop and implement economic programs to provide business support and expertise and financial assistance to companies that are investing and creating jobs in Wisconsin and to support new business start-ups and business expansion and growth in Wisconsin. Under this bill, WEDC must also develop and implement a program to identify and respond to business retention problems faced by companies doing business in Wisconsin. The business retention program must:

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Under current law, the Department of Children and Families (DCF) provides grants to community action agencies to provide a skills enhancement program to individuals who work at least 20 hours per week and whose earned income is at or below 150 percent of the poverty line. A skills enhancement program must include, among other things, child care, career counseling, and financial support for education and training. Under this bill, the appropriation to DCF for grants to community action agencies to provide a skills enhancement program is increased by \$250,000 in each of fiscal years 2011-12 and 2012-13.

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3 award at least ~~\$1,000,000~~ \$2,400,000 annually under sub. (1) for training in
4 advanced manufacturing skills, ~~and beginning in the 2010-11 school year, the board~~
5 ~~shall award at least \$2,000,000 annually under sub. (1) for such training. A business~~
6 may not receive training under such a grant unless the business pays individuals
7 trained under the grant, at the time of the training or no later than 6 months after
8 completion of the training, at least 150 percent of the federal minimum hourly rate
9 prescribed under 29 USC 206 (a) (1).

1 **SECTION 2.** 238.03 (2) (intro.) of the statutes, as created by 2011 Wisconsin Act
2 7, is amended to read:

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17 based on the collection and analysis of data related to the economic viability of the
18 companies identified in par. (a).

19 (c) Development and implementation of an early detection and response
20 system to potential retention problems that includes annual visits to the companies
21 identified under par. (a).

22 (d) Creation of a database that includes business retention case histories, best
23 practices, and retention specialists, and other information that is useful to identify
24 and respond to retention challenges, as determined by the board.

25 **SECTION 5. Fiscal changes.**

Barman, Mike

From: Grant, Peter
Sent: Monday, June 20, 2011 2:22 PM
To: Barman, Mike; Kunkel, Mark
Cc: Hanaman, Cathlene
Subject: RE: FES for AB-187 & SB-121
It's OK with me.

From: Barman, Mike
Sent: Monday, June 20, 2011 2:18 PM
To: Grant, Peter; Kunkel, Mark
Cc: Hanaman, Cathlene
Subject: FW: FES for AB-187 & SB-121

A reminder, Wisconsin Technical College System has requested that any drafts that have a \$\$\$ affect on their agency be "tagged" for both a State & Local fiscal estimate.

Is it OK if I give DOA the go ahead to add Local to FE assignment for these two bills?

Mike B.

From: Lynch, Carol K - DOA [mailto:Carol.Lynch@wisconsin.gov]
Sent: Monday, June 20, 2011 2:03 PM
To: Barman, Mike
Subject: FW: FES for AB-0187

Mike,

Here is the email from WTCS regarding fiscal estimates.

Thanks for your help.

Carol Lynch
266-3330

From: Foy, Morna [mailto:foym@wtcsystem.edu]
Sent: Monday, June 20, 2011 1:02 PM
To: Lynch, Carol K - DOA
Cc: Nelson, Linda S - DOA
Subject: RE: FES for AB-0187

Carol -

Linda Nelson does have the authority to change them. If we don't fill out the local check boxes, these effects are often overlooked by legislators.

Whatever steps need to be taken to include the state/local in ALL fiscal estimates requests made to the WTCS should be taken. As I mentioned previously, I have never seen a proposal that affects the State Office but does not affect the colleges. Most proposals affect the colleges only.

I've tried contacting LRB and LC directly and I have made this request to DOA repeatedly. Please talk with Linda about what I should do to get this corrected. I would like to avoid making individual estimate requests in the future – it would save DOA and WTCS time.

6/20/2011

Thanks.
Morna

Morna K. Foy
WTCS
ph: 608.266.2449 fax: 608.266.1285
morna.foy@wtcsystem.edu



From: Lynch, Carol K - DOA [<mailto:Carol.Lynch@wisconsin.gov>]
Sent: Friday, June 17, 2011 11:01 AM
To: Foy, Morna
Subject: RE: FES for AB-0187

Morna,

The fiscal estimate requests that are submitted by LFB through DOA for both AB 187 and SB 121 are requesting a state fiscal estimate from affected agencies and I do not have the authority to revise those requests. If you wish to address the state/local impact in your narrative you should do so.

Thanks.

Carol Lynch
266-3330

From: Foy, Morna [<mailto:foym@wtcsystem.edu>]
Sent: Friday, June 17, 2011 10:26 AM
To: Lynch, Carol K - DOA
Subject: FES for AB-0187
Importance: High

Carol this is the assembly companion bill for the bill below....please resend the request for a fiscal estimate with the state/local option available. Same reason.

On a side note, there virtually is no legislative proposal that would have a fiscal effect on the System Office (state) and not the technical colleges (local). I have tried talking to Reference Bureau about this – I know DOA makes the decision off of their summaries, but there is no change. It would save you and I a lot of time if ALL fiscal estimates sent to the WTCS contained the State/Local options.

Thanks.
Morna

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6/20/2011

From: Foy, Morna
Sent: Friday, June 17, 2011 10:17 AM
To: Lynch, Carol K - DOA
Subject: 11-2020/1 FES

Carol – this proposal will have a fiscal effect on the colleges, but the current request only allows us to respond with the State impacts. Please resend us the request with the state and local options.

Thanks!

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