

2011 DRAFTING REQUEST

Assembly Amendment (AA-ASA1-AB40)

Received: **06/15/2011**

Received By: **mgallagh**

Wanted: **As time permits**

Companion to LRB:

For: **Peggy Krusick (608) 266-1733**

By/Representing: **Rep. Krusick**

May Contact:

Drafter: **mgallagh**

Subject: **Econ. Development - misc.
State Govt - miscellaneous**

Addl. Drafters:

Extra Copies:

Submit via email: **YES**

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

Carbon copy (CC:) to: **michael.gallagher@legis.wisconsin.gov**

Pre Topic:

No specific pre topic given

Topic:

Reporting requirements for entities receiving state funds

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	mgallagh 06/15/2011	csicilia 06/15/2011		_____			
/1			phenry 06/15/2011	_____	ggodwin 06/15/2011	ggodwin 06/15/2011	

FE Sent For:

<END>

2011 DRAFTING REQUEST

Assembly Amendment (AA-ASA1-AB40)

Received: 06/15/2011

Received By: **mgallagh**

Wanted: **As time permits**

Companion to LRB:

For: **Peggy Krusick (608) 266-1733**

By/Representing: **Rep. Krusick**

May Contact:

Drafter: **mgallagh**

Subject: **Econ. Development - misc.
State Govt - miscellaneous**

Addl. Drafters:

Extra Copies:

Submit via email: **YES**

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

Carbon copy (CC:) to: **michael.gallagher@legis.wisconsin.gov**

Pre Topic:

No specific pre topic given

Topic:

Reporting requirements for entities receiving state funds

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	mgallagh						
-----	----------	--	--	--	--	--	--

1 gjs 6/15
11

FE Sent For:

<END>



1357/E
1

ASSEMBLY AMENDMENT ,
TO ASSEMBLY SUBSTITUTE AMENDMENT 1,
TO 2011 ASSEMBLY BILL 40

INSERT
1-3

and substitute "an entity including
a town or a village for
credit"
a person

- 1 At the locations indicated, amend the substitute amendment as follows:
- 2 **1.** Page 54, line 20: delete the material beginning with "~~other~~" and ending
- 3 with "employees" on line 22.
- 4 **2.** Page 55, line 5: delete "has the meaning given in s. 20.001 (1)" and
- 5 substitute "means an office, department, independent agency, institution of higher
- 6 education, association, society, or other body in state government created or
- 7 authorized to be created by the constitution or any law, which is entitled to expend
- 8 moneys appropriated by law, including the legislature and the courts and including
- 9 an authority created in subch. II of ch. 114 or subch. III of ch. 149 or in ch. 52, 231,
- 10 232, 233, 234, 235, 237, 238, or 279. "State agency" includes a county or
- 11 municipality".
- 12 **3.** Page 56, line 10: after that line insert:

1 "6. For a grant recipient that is an entity, ^A an accounting by job classification
 2 of the compensation, including benefits and bonuses or other incentive pay, that the
 3 grant recipient paid to each of its employees in the immediately preceding fiscal year;
 4 and an accounting of the percentage and dollar amount of increase in compensation,
 5 including benefits and bonuses or other incentive pay, for each employee in the
 6 immediately preceding fiscal year relative to the fiscal year prior to that year.

7 7. For a grant recipient that is an entity, ^A a verified statement describing the
 8 recipient's expenditure of the grant from the state agency, signed by both an
 9 independent certified public accountant and the director or principal officer of the
 10 recipient to attest to the accuracy of the verified statement."

11 4. Page 56, line 17: after that line insert:

12 "Ins. 2-11 (d) Each state agency shall be responsible for, and shall develop policies and
 13 procedures for, the detection and investigation of misuse of grants from the state
 14 agency, including fraud. If a state agency detects any misuse of a state grant or fraud,
 15 the state agency shall, in addition to ^{or a} any penalty under par. (e), report that misuse
 16 or fraud to the department of justice for investigation, including criminal
 17 investigation.

18 (e) If, after investigation and an opportunity for hearing, a state agency
 19 determines that a recipient of a state grant has misused the grant or committed
 20 fraud, the state agency shall impose a fine on the grant recipient in an amount ^{or} not
 21 exceeding 3 times the amount of the grant".

22 (END)

equal to

but not less than \$25,000

2011-2012 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRBb1357/lins
MPG:.....

1 INSERT 1-3

2 1. Page 54, line 20: delete lines 20 to 22 and substitute:

3 (b) "Grant" means a payment, including a loan or tax benefit, made to an entity,
4 including a public utility as defined in s. 196.01 (5) or a sewerage system operator
5 as defined in s. 196.04 (4) (a). ✓

6 END INSERT 1-3

7 INSERT 2-11

8 (c) Each state agency shall be responsible for, and shall develop policies and
9 procedures for, the detection and investigation of misuse of grants from the state
10 agency, including fraud. If a state agency detects any misuse of a state grant or fraud,
11 the state agency shall, in addition to any penalty under par. (d), report that misuse
12 or fraud to the department of justice for investigation, including criminal
13 investigation.

14 (d) If, after investigation and an opportunity for hearing, a state agency
15 determines that a recipient of a state grant has misused the grant or committed
16 fraud, the state agency may do all of the following:

17 a. Recoup payments made to the recipient.

18 b. Withhold payments to be made to the recipient.

19 c. Impose a forfeiture on the recipient. ✓

20 END INSERT 2-11