

2013 DRAFTING REQUEST

Bill

Received: **9/18/2013** Received By: **pkahler**
 Wanted: **As time permits** Same as LRB: **-3239**
 For: **Governor** By/Representing: **Waylon Hurlburt**
 May Contact: Drafter: **pkahler**
 Subject: **Public Assistance - misc** Addl. Drafters:
 Extra Copies:

Submit via email: **YES**
 Requester's email: **Waylon.Hurlburt@wisconsin.gov**
 Carbon copy (CC) to: **Fern.Knepp@legis.wisconsin.gov**

Pre Topic:

No specific pre topic given

Topic:

Add transitional jobs program to Transform Milwaukee Jobs program

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 9/19/2013	jdyer 9/20/2013	jmurphy 9/20/2013	_____			
/P1	pkahler 9/23/2013			_____	mbarman 9/20/2013		State
/1	pkahler 9/30/2013	jdyer 9/23/2013	jfrantze 9/23/2013	_____	mbarman 9/23/2013	mbarman 9/23/2013	State
/2		jdyer	jfrantze	_____	srose	srose	State

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
		9/30/2013	9/30/2013	_____	9/30/2013	9/30/2013	

FE Sent For:

*at intro
10/4/13*

<END>

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/?	pkahler 9/19/2013	jdyer 9/20/2013	jmurphy 9/20/2013	_____			
/P1	pkahler 9/23/2013	<i>2 9/30 jld</i>	<i>[Signature]</i>	<i>9/30</i>	mbarman 9/20/2013		State
/1	pkahler 9/23/2013	jdyer 9/23/2013	jfrantze 9/23/2013	_____	mbarman 9/23/2013	mbarman 9/23/2013	State

FE Sent For:

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/?	pkahler 9/19/2013	jdyer 9/20/2013	jmurphy 9/20/2013	_____			
/P1	pkahler 9/23/2013			_____	mbarman 9/20/2013		State
/1	pkahler 9/23/2013	jdyer 9/23/2013	jfrantze 9/23/2013	_____	mbarman 9/23/2013		State

Jacket for Senate (see attached)

FE Sent For:

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/?	pkahler 9/19/2013	jdyer 9/20/2013	jmurphy 9/20/2013				
/P1		<i>19/23 jld</i>	<i>9/23</i>	<i>mb</i>	mbarman 9/20/2013		State

FE Sent For:

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/?	pkahler	PI 9/20 jld	dm 9/20	Jan 9/20			

FE Sent For:

<END>

Kahler, Pam

From: Malaise, Gordon
Sent: Wednesday, September 18, 2013 11:00 AM
To: Kahler, Pam; Knepp, Fern
Cc: Shea, Elisabeth; Hurlburt, Waylon - GOV
Subject: FW: Bill Draft Request
Attachments: Transitional Jobs.pdf

Pam and Fern:

This request relates to the Transform Milwaukee Jobs Program under s. 49.163, which I assume one of you drafted.

Gordon

From: Hurlburt, Waylon - GOV [<mailto:Waylon.Hurlburt@wisconsin.gov>]
Sent: Wednesday, September 18, 2013 9:11 AM
To: Malaise, Gordon
Cc: Shea, Elisabeth
Subject: Bill Draft Request

On page 2 there is some suggested statutory language to create a new Transitional Jobs program in another area of the state other than Milwaukee.

The intent is to authorize DCF to create a Transitional Jobs Program in another area of the state as determined by the department using existing DCF funds.

Please call with any questions.

Thanks.

Waylon Hurlburt

Policy Director

The Office of Governor Scott Walker

State of Wisconsin

(608)266-9709

Transitional Jobs Proposal for Fall 2013 Legislative Session

Draft

Scope – Transitional Jobs Demonstration Project (TJDP)

The Transitional Jobs Demonstration Project (TJDP) was a subsidized training and employment program targeted to low-income adults. The program was designed to improve the employability of individuals with significant barriers to employment such as a weak work record, low educational level, minimal job skills, or a history with the criminal justice system.

Background

The Department of Children and Families (DCF) administered the TJDP between September 2010 and June 2013. Authorized in the Wisconsin Biennial Budget Act of 2009-2011, Wisconsin Act 28, the \$28 million project was supported through the Temporary Assistance for Needy Families (TANF) Emergency Funds (EF) available through the American Recovery and Reinvestment Act (ARRA) of 2009, as well as other TANF funding.

The \$28 million includes the additional \$3 million from May 2012. Governor Walker's Administration supported and the Department of Administration approved the DCF's request to reallocate within the TANF/Child Care budget for SFY12 an additional \$3,000,000 to the TJDP from under spending in the direct child care services and the safety and out-of-home placement services allocations. These funds were contracted to UMOS, Inc. to increase funding for transitional job services in Milwaukee County. Total funding available for the TJDP was \$28,151,500.

Experience

DCF administered the TJDP in 38 counties through partnerships with 17 contracting agencies located in Milwaukee County and the balance of state. These contracting agencies included Wisconsin Works (W-2) agencies, Community Action Programs, Workforce Investment Boards, and other private community-based agencies. The contracting agencies were responsible for developing partnerships with businesses and organizations to host the transitional job positions. DCF encouraged contractors to work with businesses or host sites that could successfully maintain an expansion of their workforce after the end of the subsidized period. Over 800 businesses and organizations participated as host sites. Many businesses participating in TJDP indicated the program allowed them to expand their workforces during a time when they were unable to access traditional credit markets due to the 2008 financial crisis and subsequent recession. These host sites included for-profit, non-profit, and governmental organizations. A total of 4,074 workers participated in the program from September 2010 through June 2013.

Evaluation

The department's evaluation of TJDP showed that a majority of workers in the program obtained unsubsidized employment both initially and during a two-quarter follow-up period. The longer a worker stayed in the program, the more likely he/she was to obtain unsubsidized employment. Compared to two quarters before entering the TJDP, average earnings of TJDP workers increased in the two quarters after leaving the TJDP. A TJ worker who had a recent employment history (i.e. earned wages) two quarters prior to entering the TJDP was more likely to get an unsubsidized job and subsequently slightly higher wages than a worker with no recent employment history prior to entering the TJDP. While the amount of court ordered child support remained constant, workers who participated in the TJDP more than doubled the amount of child support they were paying prior to entering the program. Felons and non-felons had

\$ 7,500
per
worker -

different outcomes when participating in the TJDP. Felons were less likely to obtain unsubsidized employment than non-felons; however, if they did obtain unsubsidized employment, their earnings and child support payments increased similarly to non-felons.

Governor Walker's Transform Milwaukee Jobs Proposal

Building on the success of the TJDP, the Governor included a successor program, the Transform Milwaukee Jobs Program (TMJP) in his 2013-2015 budget. That program was authorized by the Legislature in 2013 Wis. Act 20. DCF is currently developing a Request for Proposal to select one or more contractors to administer the TMJP. The biennial appropriation for TMJP is \$8.75 million, and the program will be targeted to approximately 1100 unemployed workers who reside within the Transform Milwaukee Initiative redevelopment area in the City of Milwaukee.

Description of Future Expansion of Transitional Jobs Proposal

The current TMJP does not address the employment needs of communities outside Milwaukee County, some of which have unemployment and poverty rates equal to or higher than Milwaukee's. To address the needs of these communities outside Milwaukee, DCF is proposing a Transitional Jobs Program (TJP) to serve cities or counties with relatively high unemployment and/or child poverty rates. DCF proposes to administer TJP on exactly the same terms as the TMJP in Milwaukee, with one exception – the program will serve unemployed workers outside Milwaukee in areas selected by DCF based on community unemployment and child poverty rates. The number of areas that can be served will depend on funding.

DCF is suggesting the following language to implement the proposal. Since the programs have the same eligibility requirements and scope, it may be possible to combine them into one section of the Statutes, however that choice can be left to the drafters. The intent here is simply to describe the TJP as conforming to the provisions currently in statute authorizing the Transform Milwaukee Jobs Program.

49.1633 Transitional Jobs program. (1) The department shall establish a program that offers transitional jobs to low-income adults outside Milwaukee County. The program shall conform in all respects, except location, to the provisions of s. 49.163(1)-(6).

(2) To the extent of available funds, the department shall conduct the program in at least one geographic area that are not in Milwaukee County, and in selecting the geographic areas, shall consider those areas with relatively high rates of unemployment and childhood poverty.

General Talking Points

Program Goals

The Transitional Jobs program was established to provide *low income adults* with an immediate income, an opportunity to develop the skills and experience their local labor market demands, and a positive work history. It provides to those without other options with longer-term career preparation and support to move to unsubsidized employment.

Additionally the program provides *businesses* with needed workers at no risk or expense to the business. Transitional workers add the most value to businesses that want to either stay open or expand, but cannot immediately hire and pay new employees due to reduced revenue or reduced access to short-term credit lines. By completing projects and sustaining operations when cash is tight, transitional workers help position businesses to hire more permanent employees.

Transitional Jobs Workers

Individuals in the Transitional Jobs Demonstration Project are people who are both unemployed and truly have no other program options. These projects target individuals who do not qualify for unemployment insurance or Wisconsin Works (W-2). Many agencies are targeting non-custodial parents and FoodShare Employment and Training participants for the available transitional jobs.

Transitional Jobs Strengthen Families by:

- Helping unemployed parents work thereby increasing their earnings and household income
- Applying earnings towards child support, reducing the debts of non-custodial parents', helping custodial parents better provide for their children and improve their relationships
- Putting parents to work who are unemployed, not receiving UI, and not receiving W-2
- Giving both parents the opportunity to work, which supports the formation of two parent families
- Making a real work opportunity available to unemployed non-custodial parents
- Providing Transitional Jobs workers with the Earned Income Tax Credit

Transitional Jobs Support the Economy by:

- Targeting employers who have a specific demand for workers
- Subsidizing wages and easing the tension on employers' labor budgets, which will allow them to increase labor capacity
- Not just supplying employers with workers, but also providing the workers with the basic skills to get the work done
- Putting unemployed people to work, which will reduce expenses incurred by other government services

Transitional Jobs will include, but are not limited to:

- Manufacturing
- Food Production
- Food Service
- Clerical
- Customer Service
- Custodial
- Landscaping

Milwaukee Area Transitional Jobs Organizations:

- Goodwill Industries of Southeastern Wisconsin
- Milwaukee Area Workforce Investment Board, Inc.
- Milwaukee Careers Cooperative
- Policy Studies, Inc. (PSI)
- Silver Spring Neighborhood Center
- Step Industries
- UMOS



PI
v must run JLD

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

9/19
D-note
today (9-20)
gen cat

4
1

AN ACT relating to: a Transitional Jobs program.

Analysis by the Legislative Reference Bureau

Current law requires the Department of Children and Families (DCF) to establish a Transform Milwaukee Jobs program (TMJ program) in Milwaukee County under which DCF pays to an employer, or a person with which DCF contracts to administer the program (contractor), that employs a program participant a wage subsidy that is equal to the wage the employer or contractor pays the participant, up to 40 hours per week at minimum wage. The employer or contractor must employ the participant at least 20 hours per week at a location in this state and pay at least minimum wage, although the employer, or contractor with the approval of DCF, may pay the participant more than the wage subsidy. An individual may participate in the program for a maximum of 1,040 hours, which is equivalent to 26 40-hour weeks. In addition to paying the wage subsidy, DCF may reimburse an employer or contractor for certain taxes, unemployment contributions or taxes, and worker's compensation insurance premiums that are attributable to employment of the participant.

To be eligible to participate in the TMJ program, an individual must be at least 18 years old, and, if over 24 years old, must be the parent or primary relative caregiver of a child under the age of 18. The individual must have household income below 150 percent of the poverty line, be unemployed for at least four weeks, be ineligible to receive unemployment benefits, and not be participating in a Wisconsin Works (W-2) employment position. A program participant may be eligible for a child care subsidy under Wisconsin Shares, which generally provides child care subsidies for participants in W-2, if the program participant needs child care services in order to participate in the program.

DCF[✓] may administer the TMJ program[✓] or contract with any person, including a W-2 agency, county department, local workforce development board, or community action agency, to perform administrative functions, including determining eligibility, providing or identifying employers to provide jobs for eligible individuals, providing job orientation and employment services, and maintaining participant demographic, eligibility, and employment records. DCF may recover an overpayment from a participant that results from a misrepresentation about his or her eligibility, and must recover an overpayment from a contractor that results from a failure to comply with the contract or to meet performance standards established by DCF[✓].

This bill requires DCF to establish a Transitional Jobs program[✓], with the same provisions as the TMJ program, in one or, to the extent of available funds, more geographic areas of the state that are not in Milwaukee County.[✓] In selecting the geographic area or areas in which to conduct the Transitional Jobs program, DCF must give priority to those areas with relatively high rates of unemployment and childhood poverty.

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:

as created by 2013 Wisconsin Act 20,

1 SECTION 1. 49.155 (1m) (a) 3r. of the statutes[✓] is amended to read:
 2 49.155 (1m) (a) 3r. Participate in the Transform Milwaukee Jobs program, or
 3 the Transitional Jobs program[✓], under s. 49.163.

History: 1995 a. 289; 1997 a. 27, s. 1766 to 1775, 1838 to 1857; 1997 a. 41, 105, 237, 252; 1999 a. 9; 2001 a. 16; 2003 a. 33; 2005 a. 25, 165; 2007 a. 20; 2009 a. 28, 76, 77, 185; 2011 a. 32, 120, 158, 202; 2013 a. 20.
 4 SECTION 2. 49.163 (title)[✓] of the statutes is amended to read:
 5 **49.163 (title) Transform Milwaukee Jobs program and Transitional**
 6 **Jobs program**[✓].

History: 2013 a. 20.
 7 SECTION 3. 49.163 (1) (a)[✓] of the statutes is renumbered 49.163 (1) (aw)[✓].

8 SECTION 4. 49.163 (1) (am) of the statutes is created to read:
 9 49.163 (1) (am) "Program" means the Transform Milwaukee Jobs[✓] program, or
 10 the Transitional Jobs program, under this section[✓]

11 SECTION 5. 49.163 (2) (a) (intro.) of the statutes is amended to read:

as created by 2013 Wisconsin Act 20,

Amends 3-9A and 3-9B

1 49.163 (2) (a) (intro.) The department shall establish a Transform Milwaukee
 2 Jobs program in Milwaukee County and a Transitional Jobs program outside of
 3 Milwaukee County. ✓ The department shall conduct the Transitional Jobs program in
 4 one or, to the extent of available funds, more geographic areas in the state that are
 5 not in Milwaukee County. ✓ In selecting the geographic area or areas in which to
 6 conduct the Transitional Jobs program, the department shall give priority to those
 7 areas with relatively high rates of unemployment and childhood poverty.

8 (am) ✓ To be eligible to participate in the program, an individual must satisfy all
 9 of the following criteria:

History: 2013 a. 20.

10

SECTION 6. 49.175 (1) (k) of the statutes ✓ is amended to read:

as created by 2013 Wisconsin Act 20,

11 49.175 (1) (k) *Transform Milwaukee Jobs program.* For contract costs under
 12 the Transform Milwaukee Jobs program and the Transitional Jobs program ✓ under
 13 s. 49.163, \$3,750,000 in fiscal year 2013-14 and \$5,000,000 in fiscal year 2014-15.

History: 1997 a. 27, 105, 236, 237, 252, 318; 1999 a. 9; 2001 a. 16, 104, 109; 2003 a. 33, 321, 327; 2005 a. 25, 254; 2007 a. 5, 20, 226; 2009 a. 2, 28; 2011 a. 10, 13, 32; 2013 a. 20.

14

(END)

D-note

INSERT 3-9A

SECTION # . 49.163 (2)(b) of the statutes, as created by 2013 Wisconsin Act 20, is amended to read:

49.163(2)(b)

(am)

For purposes of par. (a) 3., the household income of an individual transitioning from foster care to independent living shall be based on the individual's own income over a period determined by the department and shall not include the household income of the individual's foster parents.

(ends 3-9A)

Insert 3-9B

, as created by 2013 Wisconsin Act 20,

Section #. 49.163 (3) (a) 3. c. of the statutes is amended to read:

insurance

49.163 (3) (a) 3. c. State and federal unemployment contributions or taxes, if any.

History: 2013 a. 20.

~~End of insert 3-9B~~



[INSERT 3-9B cont]

SECTION #. 49.163(5)(a) of the statutes, as created by 2013 Wisconsin Act 20, is amended to read:

49.163(5)(a)

(a) The department may recover from any individual participating, or who has participated, in the program under this section any overpayment resulting from a misrepresentation by the individual as to any criterion for eligibility under sub. (2).

(am)

(end ins 3-9B)

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

date

LRB-3183/4dn
PJK:.....
p m not run jld

I assumed that DCF must conduct the Transitional Jobs program in at least one area and that the funding availability applies only to conducting the Transitional Jobs program in more than one area. ✓ Please let me know if that assumption is incorrect and the funding availability applies to conducting the Transitional Jobs program in even one area. ✓

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-3183/P1dn
PJK:jld:jm

September 20, 2013

I assumed that DCF must conduct the Transitional Jobs program in at least one area and that the funding availability applies only to conducting the Transitional Jobs program in more than one area. Please let me know if that assumption is incorrect and the funding availability applies to conducting the Transitional Jobs program in even one area.

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

Kahler, Pam

From: Hurlburt, Waylon - GOV <Waylon.Hurlburt@wisconsin.gov>
Sent: Monday, September 23, 2013 12:49 PM
To: Kahler, Pam; Knepp, Fern
Cc: LRB.Legal
Subject: FW: HIGH PRIORITY: Draft review: LRB -3183/P1 Topic: Add transitional jobs program to Transform Milwaukee Jobs program
Attachments: 13-3183_P1.pdf; 13-3183_P1dn.pdf
Importance: High

Can I get this one changed to allow (change to may) DCF to create one or more Transitional Jobs programs outside of Milwaukee, not funded from that appropriation, but funded by DCF if existing agency funds come up?

In other words, they Milwaukee project doesn't have extra funds to pay for this but the agency might come across funds that could be so they would like the flexibility to create the other projects if these funds become available.

Thanks.

Waylon

From: Buschman, Sara - DCF
Sent: Monday, September 23, 2013 11:18 AM
To: Hurlburt, Waylon - GOV
Subject: FW: HIGH PRIORITY: Draft review: LRB -3183/P1 Topic: Add transitional jobs program to Transform Milwaukee Jobs program

Waylon,

Below please find feedback from our budget shop - per our phone discussion. Additionally, we need to go out for contract for Transform Milwaukee Jobs so it is not going to be feasible to divert funding from there to pay for a Transitional Jobs location. We definitely will need to change the draft to give us the flexibility to start up TJ regardless of whether you come up with funding or we find it internally.

Sara

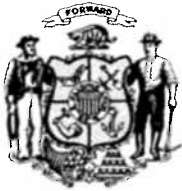
Sara L. Buschman
Assistant Deputy Secretary
Department of Children and Families

201 East Washington Avenue, Madison, WI 53703
Phone: 608.261.6588 • Fax: 608.261.6972
Email: sara.buschman@wisconsin.gov

From: Nikolay, Robert A - DCF
Sent: Monday, September 23, 2013 10:40 AM
To: Randal, Kris - DCF; Buschman, Sara - DCF; Hansen, Joan M - DCF; Keys, Randall - DCF
Cc: Peters, Janice - DCF
Subject: RE: HIGH PRIORITY: Draft review: LRB -3183/P1 Topic: Add transitional jobs program to Transform Milwaukee Jobs program

In response to the drafter's note, I would say that the funding availability applies to conducting the Transitional Jobs program even in one area, since we don't want to start this up without additional funding being available. As a result, the draft needs to be adjusted to reflect this, which would give us maximum flexibility as to if and when we begin

Transitional Jobs outside of Milwaukee. The draft does not provide any additional funding for this expansion, so the assumption is that if funds become available, we could do a reallocation of funding to this allocation.



State of Wisconsin
2013 - 2014 LEGISLATURE



LRB-3183/PA

PJK:jld:jaa

✓ m is run

~~PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION~~

2013 File

PB

today

4

Regen

1 AN ACT *to renumber* 49.163 (1) (a); *to amend* 49.155 (1m) (a) 3r., 49.163 (title),
2 49.163 (2) (a) (intro.), 49.163 (2) (b), 49.163 (3) (a) 3. c., 49.163 (5) (a) and 49.175
3 (1) (k); and *to create* 49.163 (1) (am) of the statutes; **relating to:** a Transitional
4 Jobs program. ✓

Analysis by the Legislative Reference Bureau

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This bill ~~requires~~ DCF to establish a Transitional Jobs program, with the same provisions as the TMJ program, in one or to the extent of available funds more geographic areas of the state that are not in Milwaukee County. In selecting the geographic area or areas in which to conduct the Transitional Jobs program, DCF must give priority to those areas with relatively high rates of unemployment and childhood poverty.

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3 49.155 (1m) (a) 3r. Participate in the Transform Milwaukee Jobs program, or
4 the Transitional Jobs program, under s. 49.163.

5 SECTION 2. 49.163 (title) of the statutes, as created by 2013 Wisconsin Act 20,
6 is amended to read:

7 **49.163 (title) Transform Milwaukee Jobs program and Transitional**
8 **Jobs program.**

9 SECTION 3. 49.163 (1) (a) of the statutes, as created by 2013 Wisconsin Act 20,
10 is renumbered 49.163 (1) (aw).

authorizes ✓

if funding is available

SECTION 4. 49.163 (1) (am) of the statutes is created to read:

49.163 (1) (am) "Program" means the Transform Milwaukee Jobs program, or the Transitional Jobs program, under this section.

SECTION 5. 49.163 (2) (a) (intro.) of the statutes, as created by 2013 Wisconsin Act 20, is amended to read:

49.163 (2) (a) (intro.) The department shall establish a Transform Milwaukee Jobs program in Milwaukee County and a Transitional Jobs program outside of Milwaukee County. The department shall conduct the Transitional Jobs program in one or, to the extent of available funds, more geographic areas in the state that are not in Milwaukee County. In selecting the geographic area or areas in which to conduct the Transitional Jobs program, the department shall give priority to those areas with relatively high rates of unemployment and childhood poverty.

score → *if funding is available, may establish*

✓
if established

← *score*

(am) To be eligible to participate in the program, an individual must satisfy all of the following criteria:

SECTION 6. 49.163 (2) (b) of the statutes, as created by 2013 Wisconsin Act 20, is amended to read:

49.163 (2) (b) For purposes of par. (a) (am) 3., the household income of an individual transitioning from foster care to independent living shall be based on the individual's own income over a period determined by the department and shall not include the household income of the individual's foster parents.

SECTION 7. 49.163 (3) (a) 3. c. of the statutes, as created by 2013 Wisconsin Act 20, is amended to read:

49.163 (3) (a) 3. c. State and federal unemployment insurance contributions or taxes, if any.

1 **SECTION 8.** 49.163 (5) (a) of the statutes, as created by 2013 Wisconsin Act 20,
2 is amended to read:

3 49.163 (5) (a) The department may recover from any individual participating,
4 or who has participated, in the program under this section any overpayment
5 resulting from a misrepresentation by the individual as to any criterion for eligibility
6 under sub. (2) (a) (am).

7 **SECTION 9.** 49.175 (1) (k) of the statutes, as created by 2013 Wisconsin Act 20,
8 is amended to read:

9 49.175 (1) (k) *Transform Milwaukee Jobs program.* For contract costs under
10 the Transform Milwaukee Jobs program and the Transitional Jobs program under
11 s. 49.163, \$3,750,000 in fiscal year 2013-14 and \$5,000,000 in fiscal year 2014-15.

12

(END)

Barman, Mike

From: LRB.Legal
Sent: Monday, September 23, 2013 3:23 PM
To: Hurlburt, Waylon - GOV
Cc: Kahler, Pam; LRB.Legal
Subject: Draft review: LRB -3183/1 Topic: Add transitional jobs program to Transform Milwaukee Jobs program
Attachments: 13-3183/1.pdf

State of Wisconsin - Legislative Reference Bureau
One East Main Street - Suite 200 - Madison

The attached draft was prepared at your request. Please review it carefully to ensure that it satisfies your intent. If you have any questions concerning the draft or would like to have it redrafted, please contact Pamela J. Kahler, Senior Attorney, at (608) 266-2682, at pam.kahler@legis.wisconsin.gov, or at One East Main Street, Suite 200.

Per the drafting attorney (Pamela J. Kahler) we will jacket this draft for the Senate. If you would like a companion drafted for the Assembly please contact Pamela J. Kahler, Senior Attorney, at (608) 266-2682.

If the last paragraph of the analysis states that a fiscal estimate will be prepared, the LRB will submit a request to DOA when the draft is introduced. You may obtain a fiscal estimate on the draft prior to introduction by contacting our program assistants at LRB.Legal@legis.wisconsin.gov or at (608) 266-3561. If you requested a fiscal estimate on an earlier version of this draft and would like to obtain a fiscal estimate on the current version before it is introduced, you will need to request a revised fiscal estimate from our program assistants.

Please call our program assistants at (608) 266-3561 if you have any questions regarding this email.

3183 + 3239

Kahler, Pam

From: Hurley, Peggy
Sent: Monday, September 30, 2013 12:42 PM
To: Kahler, Pam
Subject: FW: TJ draft change

Pam,

This came in to me with a "High Importance" designation. I meant to tag the forwarded message that way, but it didn't work.

I am forwarding this to Pam Kahler; "PJH" and "PJK" are often mixed up!

Peggy

From: Hurlburt, Waylon - GOV [<mailto:Waylon.Hurlburt@wisconsin.gov>]
Sent: Monday, September 30, 2013 12:36 PM
To: Hurley, Peggy
Cc: Buschman, Sara - DCF; Nikolay, Robert A - DCF
Subject: FW: TJ draft change
Importance: High

Peggy,

See DCF's comments on the bill draft.

Can you call Bob Nikolay (261-4349) and see if we need to get this rejacketed ASAP to clean up the funding on this?

If so, let me know and I'll get the bill jackets to do so ASAP.

Thanks.

Waylon

From: Buschman, Sara - DCF
Sent: Monday, September 30, 2013 12:12 PM
To: Hurlburt, Waylon - GOV
Subject: TJ draft change
Importance: High

We need to have section 9 from the preliminary draft put back in. We will need to make payments for TJ from one of the allocations and according to our budget shop that one makes sense. If LRB has any questions they can talk directly to Bob Nikolay, our budget director.

SECTION 9. 49.175 (1) (k) of the statutes, as created by 2013 Wisconsin Act 20,

is amended to read:

49.175 (1) (k) *Transform Milwaukee Jobs program*. For contract costs under

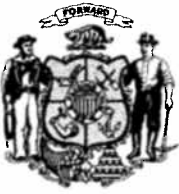
the Transform Milwaukee Jobs program and the Transitional Jobs program under
s. 49.163, \$3,750,000 in fiscal year 2013–14 and \$5,000,000 in fiscal year 2014–15.

Sara L. Buschman
Assistant Deputy Secretary
Department of Children and Families

201 East Washington Avenue, Madison, WI 53703

Phone: 608.261.6588 • Fax: 608.261.6972

Email: sara.buschman@wisconsin.gov



State of Wisconsin
2013 - 2014 LEGISLATURE



LRB-3183/2
PJK:jld:jf

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2013 BILL

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1 AN ACT *to renumber* 49.163 (1) (a); *to amend* 49.155 (1m) (a) 3r., 49.163 (title),
 2 49.163 (2) (a) (intro.), 49.163 (2) (b), 49.163 (3) (a) 3. c. and 49.163 (5) (a); and
 3 *to create* 49.163 (1) (am) of the statutes; **relating to:** a Transitional Jobs
 4 program.

Analysis by the Legislative Reference Bureau

Current law requires the Department of Children and Families (DCF) to establish a Transform Milwaukee Jobs program (TMJ program) in Milwaukee County under which DCF pays to an employer, or a person with which DCF contracts to administer the program (contractor), that employs a program participant a wage subsidy that is equal to the wage the employer or contractor pays the participant, up to 40 hours per week at minimum wage. The employer or contractor must employ the participant at least 20 hours per week at a location in this state and pay at least minimum wage, although the employer, or contractor with the approval of DCF, may pay the participant more than the wage subsidy. An individual may participate in the program for a maximum of 1,040 hours, which is equivalent to 26 40-hour weeks. In addition to paying the wage subsidy, DCF may reimburse an employer or contractor for certain taxes, unemployment insurance contributions or taxes, and worker's compensation insurance premiums that are attributable to employment of the participant.

To be eligible to participate in the TMJ program, an individual must be at least 18 years old, and, if over 24 years old, must be the parent or primary relative caregiver of a child under the age of 18. The individual must have household income

BILL

below 150 percent of the poverty line, be unemployed for at least four weeks, be ineligible to receive unemployment insurance benefits, and not be participating in a Wisconsin Works (W-2) employment position. A program participant may be eligible for a child care subsidy under Wisconsin Shares, which generally provides child care subsidies for participants in W-2, if the program participant needs child care services in order to participate in the program.

DCF may administer the TMJ program or contract with any person, including a W-2 agency, county department, local workforce development board, or community action agency, to perform administrative functions, including determining eligibility, providing or identifying employers to provide jobs for eligible individuals, providing job orientation and employment services, and maintaining participant demographic, eligibility, and employment records. DCF may recover an overpayment from a participant that results from a misrepresentation about his or her eligibility, and must recover an overpayment from a contractor that results from a failure to comply with the contract or to meet performance standards established by DCF.

This bill authorizes DCF to establish a Transitional Jobs program if funding is available, with the same provisions as the TMJ program, in one or more geographic areas of the state that are not in Milwaukee County, to the extent of available funds. In selecting the geographic area or areas in which to conduct the Transitional Jobs program, DCF must give priority to those areas with relatively high rates of unemployment and childhood poverty.

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.** 49.155 (1m) (a) 3r. of the statutes, as created by 2013 Wisconsin Act
2 20, is amended to read:

3 49.155 (**1m**) (a) 3r. Participate in the Transform Milwaukee Jobs program, or
4 the Transitional Jobs program, under s. 49.163.

5 **SECTION 2.** 49.163 (title) of the statutes, as created by 2013 Wisconsin Act 20,
6 is amended to read:

7 **49.163** (title) **Transform Milwaukee Jobs program and Transitional**
8 **Jobs program.**

9 **SECTION 3.** 49.163 (1) (a) of the statutes, as created by 2013 Wisconsin Act 20,
10 is renumbered 49.163 (1) (aw).

BILL

1 **SECTION 4.** 49.163 (1) (am) of the statutes is created to read:

2 49.163 (1) (am) “Program” means the Transform Milwaukee Jobs program, or
3 the Transitional Jobs program, under this section.

4 **SECTION 5.** 49.163 (2) (a) (intro.) of the statutes, as created by 2013 Wisconsin
5 Act 20, is amended to read:

6 49.163 (2) (a) (intro.) The department shall establish a Transform Milwaukee
7 Jobs program in Milwaukee County and, if funding is available, may establish a
8 Transitional Jobs program outside of Milwaukee County. To the extent of available
9 funds, the department shall conduct the Transitional Jobs program, if established,
10 in one or more geographic areas in the state that are not in Milwaukee County. In
11 selecting the geographic area or areas in which to conduct the Transitional Jobs
12 program, the department shall give priority to those areas with relatively high rates
13 of unemployment and childhood poverty.

14 (am) To be eligible to participate in the program, an individual must satisfy all
15 of the following criteria:

16 **SECTION 6.** 49.163 (2) (b) of the statutes, as created by 2013 Wisconsin Act 20,
17 is amended to read:

18 49.163 (2) (b) For purposes of par. (a) (am) 3., the household income of an
19 individual transitioning from foster care to independent living shall be based on the
20 individual’s own income over a period determined by the department and shall not
21 include the household income of the individual’s foster parents.

22 **SECTION 7.** 49.163 (3) (a) 3. c. of the statutes, as created by 2013 Wisconsin Act
23 20, is amended to read:

24 49.163 (3) (a) 3. c. State and federal unemployment insurance contributions or
25 taxes, if any.

BILL

1 **SECTION 8.** 49.163 (5) (a) of the statutes, as created by 2013 Wisconsin Act 20,
2 is amended to read:

3 49.163 (5) (a) The department may recover from any individual participating,
4 or who has participated, in the program under this section any overpayment
5 resulting from a misrepresentation by the individual as to any criterion for eligibility
6 under sub. (2) (a) (am).

7

(END)

Insert 4-6 ✓

2013-2014 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU

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INSERT 4-6

1 [✓]
2 **SECTION 1.** 49.175 (1) (k) of the statutes, as created by 2013 Wisconsin Act 20,
3 is amended to read:

4 49.175 (1) (k) *Transform Milwaukee and Transitional Jobs program [✓]programs.*

5 For contract costs under the Transform Milwaukee Jobs program [✓]and the
6 Transitional Jobs program under s. 49.163, \$3,750,000 in fiscal year 2013-14 and
 \$5,000,000 in fiscal year 2014-15.

History: 1997 a. 27, 105, 236, 237, 252, 318; 1999 a. 9; 2001 a. 16, 104, 109; 2003 a. 33, 321, 327; 2005 a. 25, 254; 2007 a. 5, 20, 226; 2009 a. 2, 28; 2011 a. 10, 13, 32; 2013 a. 20.

(END OF INSERT 4-6)