

2015 DRAFTING REQUEST

Assembly Substitute Amendment (ASA-AB222)

Received: 11/3/2015 Received By: swalkenh
 For: Andy Jorgensen (608) 266-3790 Same as LRB:
 May Contact: By/Representing: Rebekah
 Subject: Public Assistance - fdshre(SNAP) Drafter: swalkenh
 Addl. Drafters:
 Extra Copies:

Submit via email: YES
 Requester's email: Rep.Jorgensen@legis.wisconsin.gov
 Carbon copy (CC) to: sarah.walkenhorstbarber@legis.wisconsin.gov
 pam.kahler@legis.wisconsin.gov
 tamara.dodge@legis.wisconsin.gov

Pre Topic:

No specific pre topic given

Topic:

Require photo identification on FoodShare benefit cards with certain exceptions, allowing a 12-month grace period for compliance, requiring an audit after one year and sunset if costs exceed savings

Instructions:

See attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	swalkenh 11/3/2015	eweiss 11/3/2015	_____			
/1			_____	lparisi 11/3/2015	lparisi 11/3/2015	

FE Sent For:

<END>

Walkenhorst Barber, Sarah

From: Sweeney, Rebekah
Sent: Tuesday, November 03, 2015 12:36 PM
To: Walkenhorst Barber, Sarah
Subject: RE: RUSH: Drafting Request for AB 222

Thank you.

From: Walkenhorst Barber, Sarah
Sent: Tuesday, November 03, 2015 12:35 PM
To: Sweeney, Rebekah <Rebekah.Sweeney@legis.wisconsin.gov>
Subject: RE: RUSH: Drafting Request for AB 222

Becky,

Just so I get this to you in time, I'm going to send it (s0167) through editing incorporating AA1 and including language for a sunset if costs exceed savings (using language similar to what Pam used for 15s0165). Please take a look at it to make sure it has what you want, and if you need any changes (for example, taking out incorporation of AA1), I can quickly redo with a new number.

Thanks!
Sarah

Sarah Walkenhorst Barber
Legislative Attorney
Wisconsin Legislative Reference Bureau
P.O. Box 2037
Madison, WI 53701-2037
(608) 267 - 3215
sarah.walkenhorstbarber@legis.wisconsin.gov

From: Walkenhorst Barber, Sarah
Sent: Tuesday, November 03, 2015 11:54 AM
To: Sweeney, Rebekah <Rebekah.Sweeney@legis.wisconsin.gov>
Subject: RE: RUSH: Drafting Request for AB 222

Rebekah,

I left a message for you, but thought perhaps an email with my specific questions might be easier for you if you are in a meeting. So here they are:

- 1) Do you want to incorporate AA1 to AB222 in this substitute amendment? AA1 is the author's amendment (it takes out the portion of the bill requiring DHS to seek a waiver).
- 2) Re #7 below (the request for a sunset): Do you want AA 9 from committee (which is review by Joint Finance if costs go above the fiscal estimate) or do you actually want a sunset if costs exceed savings? We have not

previously done a sunset for this bill, but I saw Pam just put one in for AB188 for you, and I can pull that language in if that works okay for you.

Please let me know your thoughts on these issues and then I'll put this through ASAP.

Thanks!
Sarah

From: Sweeney, Rebekah
Sent: Tuesday, November 03, 2015 10:50 AM
To: Walkenhorst Barber, Sarah <Sarah.WalkenhorstBarber@legis.wisconsin.gov>
Cc: Kreye, Joseph <Joseph.Kreye@legis.wisconsin.gov>
Subject: RUSH: Drafting Request for AB 222

Best laid plans...

The members wish to have a sub amendment drafted for AB 222, to include the following elements:

1. Exemption of seniors
2. Exemption of disabled
3. Exemption of homeless
4. Exemption of children
5. 12-month grace period in which the FoodShare recipient can obtain a required photo ID card
6. Additional committee oversight of the implementation plan
7. Sunset if costs exceed savings
8. Yearly audit of FoodShare ID initiative

I believe this list includes the committee amendments 3-10.

Please let me know if you have questions. Of course, we need the draft as soon as possible.

Thank you.

Becky

Rebekah Sweeney
Office of Rep. Andy Jorgensen
608-266-3790
Cell: 608-386-3012

From: Walkenhorst Barber, Sarah
Sent: Thursday, October 29, 2015 1:13 PM
To: Sweeney, Rebekah <Rebekah.Sweeney@legis.wisconsin.gov>
Cc: Kreye, Joseph <Joseph.Kreye@legis.wisconsin.gov>
Subject: RE: Drafting Requests for AB 222

Hi Rebekah,

I'll get all of these in process.

Thanks,
Sarah

Sarah Walkenhorst Barber

Legislative Attorney
Wisconsin Legislative Reference Bureau
P.O. Box 2037
Madison, WI 53701-2037
(608) 267 - 3215
sarah.walkenhorstbarber@legis.wisconsin.gov

From: Sweeney, Rebekah
Sent: Thursday, October 29, 2015 1:10 PM
To: Walkenhorst Barber, Sarah <Sarah.WalkenhorstBarber@legis.wisconsin.gov>; Kreye, Joseph <Joseph.Kreye@legis.wisconsin.gov>
Subject: Drafting Requests for AB 222

October 29, 2015

Dear Sarah and Joe,

Hope this note finds you doing well!

Rep. Jorgensen would like to have AA 2 to AB 222 redrafted for the floor debate next Tuesday. Here's a link to the language from the original amendment:

http://docs.legis.wisconsin.gov/2015/related/amendments/ab222/aa2_ab222. I believe you both worked on this amendment.

Additionally, Rep. Jorgensen would like to combine the exemptions within AAs 3, 4, 5, 6 and the "grace period" of AA 7 to AB 222 into one amendment for the floor. I believe that Sarah wrote the original amendments.

Finally, Rep. Jorgensen would like to combine the audit from AA 9 and the required JFC vote of AA 10 to AB 22 into one amendment for the floor. Again, I believe that Sarah wrote the original amendments.

Please let me know if you're able to help with this request, or if you have questions or concerns. Thank you!

Thank you!

Becky

Rebekah Sweeney
Office of Rep. Andy Jorgensen
(608) 266-3790



State of Wisconsin
2015 - 2016 LEGISLATURE

LRBs01670/1
SWB:...
emw

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION
ASSEMBLY SUBSTITUTE AMENDMENT,
TO ASSEMBLY BILL 222

IN 11/3
Requested NOW please

S.A. ✓
xref ✓

1 **AN ACT** ^{Gen.} **...; relating to:** photo identification cards for FoodShare recipients.

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

2 **SECTION 1.** 49.79 (7g) of the statutes is created to read:

3 49.79 (7g) FOOD STAMP PHOTO IDENTIFICATION CARDS. (a) In this subsection:

4 1. "Food and nutrition service" means the food and nutrition service of the U.S.
5 department of agriculture.

6 2. "Homeless individual" has the meaning given in 42 USC 11302 (a).

7 3. "Senior" means any individual age 65 or older.

8 (b) The department shall submit a comprehensive implementation plan to the
9 food and nutrition service as required by the food and nutrition service guidelines for
10 allowing electronic benefit transfer cards containing photographs. The department

1 shall address in the implementation plan the issues required by the federal food and
2 nutrition service guidelines for allowing photographs on electronic benefit transfer
3 cards, including supplemental nutrition assistance program policies, operational
4 issues, outreach, civil rights concerns, procedures to ensure that authorized
5 representatives are able to use the cards, and a description of how the department
6 will ensure state compliance with federal requirements. The department shall
7 include in the implementation plan exemptions for seniors, homeless individuals,
8 individuals with a disability, and individuals under 16 years of age.

9 (bm) Before submission of the comprehensive implementation plan under par.
10 (b), the department shall submit for approval the proposed comprehensive
11 implementation plan to the appropriate standing committees of the legislature, as
12 determined by the presiding officer of each house. The committees may request
13 modification of the proposed comprehensive implementation plan. If either
14 appropriate standing committee requests modification, the department shall modify,
15 if possible in light of the requirements of par. (b) and any other requests for
16 modification under this paragraph, the proposed comprehensive implementation
17 plan as necessary to accommodate the request for modification. The department
18 shall then resubmit the proposed comprehensive implementation plan, as necessary,
19 to the same standing committees. If the department is unable to accommodate a
20 request for modification because there are conflicting requests or the requested
21 modification would change the proposed comprehensive implementation plan to be
22 inconsistent with the requirements of par. (b), the department shall include an
23 explanation of these issues with the materials resubmitted under this paragraph.
24 If the committees approve the proposed comprehensive implementation plan, the
25 department shall proceed with submission under par. (b).

1 (c) If the food and nutrition service grants written approval of the
2 implementation plan, the department shall submit the implementation plan, and
3 any necessary appropriation requests to implement the plan, to the joint committee
4 on finance for approval. The department or a county, multicounty consortium, or
5 elected governing body may not implement the proposals contained in the
6 implementation plan under par. (b) unless the joint committee on finance grants
7 approval of the implementation plan.

8 (d) If the department receives approval of the implementation plan under par.
9 (c), then the department, or a county, multicounty consortium, or elected governing
10 body of a federally recognized American Indian tribe or band acting on behalf of the
11 department, shall issue, consistent with provisions of the implementation plan, food
12 stamp identification cards to nonexempt food stamp recipients that contain
13 photographs of the individuals to whom the cards are issued.

14 (e) The department shall allow any food stamp recipient who is required to use
15 an electronic benefit card containing a photograph under this subsection a 12-month
16 grace period to obtain a card.

17 (f) Annually, beginning 2 years after the department begins issuing food stamp
18 photo identification cards under this subsection, the department shall assess its
19 costs and savings resulting from the process and shall discontinue issuing food
20 stamp photo identification cards under this subsection if the costs exceed the
21 savings.

22 **SECTION 2m. Nonstatutory provisions.**

23 (1) One year after the department of health services begins issuing food stamp
24 identification cards under section 49.79 (7g) (d) of the statutes, the legislative audit
25 bureau shall perform a financial and performance evaluation audit of the state food

1 stamp program under section 49.79 of the statutes, including a review of the
2 effectiveness of the photo identification policies implemented section 49.79 (7g) of the
3 statutes. The legislative audit bureau shall file a copy of the report of the audit under
4 this subsection with the distributees specified in section 13.94 (1) (b) of the statutes.

5

(END)