

2017 DRAFTING REQUEST

Bill

For: **Peter Barca (608) 266-5504** Drafter: **amckean**
 By: **Matt** Secondary Drafters:
 Date: **10/13/2016** May Contact:

Same as LRB:

Submit via email: **YES**
 Requester's email: **Rep.Barca@legis.wisconsin.gov**
 Carbon copy (CC) to: **michael.gallagher@legis.wisconsin.gov**

Pre Topic:

No specific pre topic given

Topic:

Active shooter safety training program

Instructions:

See attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	amckean 11/7/2016	kfollett 11/8/2016			
/P1	amckean 2/13/2017	kfollett 2/14/2017	mbarman 11/8/2016		State
/P2	amckean 3/28/2017	kfollett 3/28/2017	hkohn 2/14/2017		State
/1	amckean 11/28/2017	kfollett 11/29/2017	lparisi 3/28/2017		State
/2	amckean	kfollett	lparisi		State

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/3	12/6/2017	12/6/2017	11/29/2017		
			mbarman 12/6/2017	mbarman 1/29/2018	State

FE Sent For:

<END>

At
Intro.

McKean, Aaron

From: Hanaman, Cathlene
Sent: Thursday, October 13, 2016 2:47 PM
To: McKean, Aaron; Gallagher, Michael
Subject: FW: Active Shooter Training Program Draft

From: Egerer, Matt
Sent: Thursday, October 13, 2016 11:39 AM
To: Hanaman, Cathlene <Cathlene.Hanaman@legis.wisconsin.gov>
Subject: Active Shooter Training Program Draft

Cathlene,

We have this request for whoever would be most appropriate.

Representative Barca would like to draft a bill that would create an active shooter safety training program at Wisconsin Emergency Management. We would like to provide \$250,000 a year for training programs for both public entities such as local governments and schools and for public entities such as businesses, hospitals, and other organizations. The program would fund training with the entities that apply on best practices for how to deal with active shooter situation and other emergency situations. It would be up to WEM to determine which applying entities receive the training.

Matt Egerer
Office of Representative Peter Barca
Assembly Democratic Leader
608.266.5504
[fb.com/RepPeterBarca](https://www.facebook.com/RepPeterBarca) // [@PeterWBarca](https://twitter.com/PeterWBarca)

McKean, Aaron

From: Egerer, Matt
Sent: Friday, November 04, 2016 12:53 PM
To: McKean, Aaron
Subject: RE: active shooter safety training program draft

Thanks Aaron. I envision WEM doing the training or contracting for the necessary training using the funds if they cannot provide it based on their staff/resources or need to bring in a third party trainer/expert.

From: McKean, Aaron
Sent: Thursday, November 03, 2016 11:10 AM
To: Egerer, Matt <Matt.Egerer@legis.wisconsin.gov>
Subject: active shooter safety training program draft

Hi Matt—

I left a message with your office, but I'll just follow up here in case it's more convenient. I'm trying to wrap up the drafting request regarding the active shooter safety training program, but as I've been putting it together, I haven't been able to determine whether you want Wisconsin Emergency Management to administer the program and provide the training, or if you wanted WEM to administer grants and have the grant recipients use that money to obtain training from another entity. Feel free to let me know your thoughts on that here or just give me a call at 6-0132.

Cheers—Aaron

Aaron McKean
Legislative Attorney
Wisconsin Legislative Reference Bureau



State of Wisconsin
2017 - 2018 LEGISLATURE

LRB-0411/2

AJM: [Signature]

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

[IN 11/7
DUE 11/8]

Gen

1 AN ACT ...; **relating to:** active shooter safety training provided by the Division
2 of Emergency Management, and granting the exercise of rule-making
3 authority.

Analysis by the Legislative Reference Bureau

This bill creates a program administered by the Division of Emergency Management to provide active shooter safety training to certain organizations. Under the bill, certain types of organizations may apply for the training. The bill requires the Division to annually review applications and select applicants for training and then provide the training to those selected applicants.

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:

4 SECTION 1. 20.005 (3) (schedule) of the statutes: at the appropriate place, insert
5 the following amounts for the purposes indicated:

1

2017-18

2018-19

2

20.465 Military Affairs, Department of

3

(3) EMERGENCY MANAGEMENT SERVICES

4

(dm) Active shooter safety training GPR A 125,000 125,000

****NOTE: I split your request for \$250,000 into the two years of the biennium as a placeholder. Please let me know how you want the funding distributed.

5

SECTION 2. 20.465 (3) (dm) of the statutes is created to read:

6

20.465 (3) (dm) *Active shooter safety training*. The amounts in the schedule for providing active shooter safety training under s. 323.65.

8

SECTION 3. 323.65 of the statutes is created to read:

9

323.65 Active shooter safety training. (1) PROGRAM. The division shall administer a program to provide active shooter safety training to applicants selected for training by the division.

12

(2) SELECTION. (a) Annually, the division shall review all applications for training under this section and select applicants to receive the training.

13

****NOTE: Do you have a particular timeline in mind for when the division reviews applications, designates training recipients, and provides the training?

14

(b) The division shall determine by rule the criteria by which it selects applicants to receive training under this section.

15

****NOTE: Do you have specific criteria the division should use for selecting applicants, or should the division decide those criteria?

16

(3) ELIGIBILITY. Any of the following may apply for training under this section:

17

(a) The governing body of a county, city, village, or town.

18

(b) The elected governing body of a federally recognized American Indian tribe or band in this state.

19

20

(c) A nonstock corporation organized under ch. 181 that is a nonprofit corporation, as defined in s. 181.0103 (17).

21

1 (d) A cooperative organized under ch. 185 or 193.

2 (e) A public school, private school, charter school, tribal school, or school
3 district.

4 (f) A religious society organized under ch. 187.

5 (g) An organization operated for profit.

****NOTE: I included this broad list of organizations that could apply for the training. Please let me know how you would like to expand or narrow this list.

6 (4) TRAINING. The division shall provide active shooter safety training to
7 applicants selected under sub. (3).

****NOTE: Do you want the training to occur within a specific time period? And do you want any reporting requirement in the statute?

8 **SECTION 4. Effective date.**

9 (1) ACTIVE SHOOTER SAFETY TRAINING. This act takes effect on the day after
10 publication or on the second day after publication of the 2017-¹⁸2019 biennial budget
11 act, whichever is later.

12 (END)

McKean, Aaron

From: Egerer, Matt
Sent: Friday, February 10, 2017 2:26 PM
To: McKean, Aaron
Subject: LRB-0411 on active shooter training.

Aaron,

This message is to follow up on the drafting notes from LRB 0411 on active shooter training.

1. Lets do all \$250,000 in year 1 so its available throughout the two years.
2. No, silent on timeline requirements.
3. No, division should decide the criteria.
4. No, a broad list is good.
5. No, stay silent on requiring a timeline for training and on reporting.

Matt Egerer
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State of Wisconsin
2017 - 2018 LEGISLATURE

LRB-0411/P1
AJM:kjf

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

[FN: 2/13
DUR: 2/14]

1 **AN ACT** *to create* 20.465 (3) (dm) and 323.65 of the statutes; **relating to:** active
2 shooter safety training provided by the Division of Emergency Management
3 and granting the exercise of rule-making authority.

Analysis by the Legislative Reference Bureau

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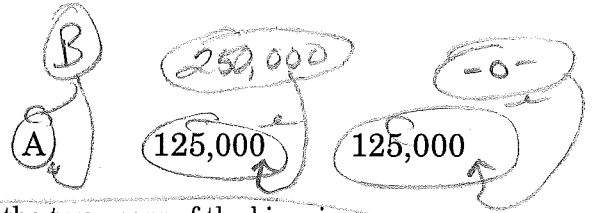
4 **SECTION 1.** 20.005 (3) (schedule) of the statutes: at the appropriate place, insert
5 the following amounts for the purposes indicated:

1 2017-18 2018-19

2 **20.465 Military affairs, department of**

3 (3) EMERGENCY MANAGEMENT SERVICES

4 (dm) Active shooter safety training GPR



5 *****NOTE:** I split your request for \$250,000 into the two years of the biennium as a placeholder. Please let me know how you want the funding distributed.

6 **SECTION 2.** 20.465 (3) (dm) of the statutes is created to read:

7 20.465 (3) (dm) *Active shooter safety training.* *Biennially, the* The amounts in the schedule for providing active shooter safety training under s. 323.65.

8 **SECTION 3.** 323.65 of the statutes is created to read:

9 **323.65 Active shooter safety training. (1) PROGRAM.** The division shall administer a program to provide active shooter safety training to applicants selected for training by the division.

10 **(2) SELECTION.** (a) Annually, the division shall review all applications for training under this section and select applicants to receive the training.

11 *****NOTE:** Do you have a particular timeline in mind for when the division reviews applications, designates training recipients, and provides the training?

12 (b) The division shall determine by rule the criteria by which it selects applicants to receive training under this section.

13 *****NOTE:** Do you have specific criteria the division should use for selecting applicants, or should the division decide those criteria?

14 **(3) ELIGIBILITY.** Any of the following may apply for training under this section:

15 (a) The governing body of a county, city, village, or town.

16 (b) The elected governing body of a federally recognized American Indian tribe or band in this state.

17 (c) A nonstock corporation organized under ch. 181 that is a nonprofit corporation, as defined in s. 181.0103 (17).

1 (d) A cooperative organized under ch. 185 or 193.

2 (e) A public school, private school, charter school, tribal school, or school
3 district.

4 (f) A religious society organized under ch. 187.

5 (g) An organization operated for profit.

****NOTE: I included this broad list of organizations that could apply for the
training. Please let me know how you would like to expand or narrow this list.

6 (4) TRAINING. The division shall provide active shooter safety training to
7 applicants selected under sub. (3).

****NOTE: Do you want the training to occur within a specific time period? And do
you want any reporting requirement?

8 **SECTION 4. Effective date.**

9 (1) ACTIVE SHOOTER SAFETY TRAINING. This act takes effect on the day after
10 publication or on the 2nd day after publication of the 2017 biennial budget act,
11 whichever is later.

12

(END)



PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

[IN - 3/28
DUE - TODAY]

- only change: remove note on P.2 -

1 AN ACT *to create* 20.465 (3) (dm) and 323.65 of the statutes; **relating to:** active
2 shooter safety training provided by the Division of Emergency Management
3 and granting the exercise of rule-making authority.

Analysis by the Legislative Reference Bureau

This bill creates a program administered by the Division of Emergency Management to provide active shooter safety training to certain organizations. Under the bill, certain types of organizations may apply for the training. The bill requires the division to annually review applications and select applicants for training and then provide the training to those selected applicants.

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:

4 SECTION 1. 20.005 (3) (schedule) of the statutes: at the appropriate place, insert
5 the following amounts for the purposes indicated:

1 2017-18 2018-19

2 **20.465 Military affairs, department of**

3 (3) EMERGENCY MANAGEMENT SERVICES

4 (dm) Active shooter safety training GPR B 250,000 -0-

****NOTE: I split your request for \$250,000 into the two years of the biennium as a placeholder. Please let me know how you want the funding distributed.

5 **SECTION 2.** 20.465 (3) (dm) of the statutes is created to read:

6 20.465 (3) (dm) *Active shooter safety training.* Biennially, the amounts in the
7 schedule for providing active shooter safety training under s. 323.65.

8 **SECTION 3.** 323.65 of the statutes is created to read:

9 **323.65 Active shooter safety training. (1) PROGRAM.** The division shall
10 administer a program to provide active shooter safety training to applicants selected
11 for training by the division.

12 (2) SELECTION. (a) Annually, the division shall review all applications for
13 training under this section and select applicants to receive the training.

14 (b) The division shall determine by rule the criteria by which it selects
15 applicants to receive training under this section.

16 (3) ELIGIBILITY. Any of the following may apply for training under this section:

17 (a) The governing body of a county, city, village, or town.

18 (b) The elected governing body of a federally recognized American Indian tribe
19 or band in this state.

20 (c) A nonstock corporation organized under ch. 181 that is a nonprofit
21 corporation, as defined in s. 181.0103 (17).

22 (d) A cooperative organized under ch. 185 or 193.

1 (e) A public school, private school, charter school, tribal school, or school
2 district.

3 (f) A religious society organized under ch. 187.

4 (g) An organization operated for profit.

5 (4) TRAINING. The division shall provide active shooter safety training to
6 applicants selected under sub. (3).

7 **SECTION 4. Effective date.**

8 (1) ACTIVE SHOOTER SAFETY TRAINING. This act takes effect on the day after
9 publication or on the 2nd day after publication of the 2017 biennial budget act,
10 whichever is later.

11

(END)

McKean, Aaron

From: Egerer, Matt
Sent: Tuesday, November 21, 2017 3:34 PM
To: McKean, Aaron
Subject: LRB-0411 Active Shooter Training

Aaron,

Rep. Barca would like to modify the current draft to:

1. Increase the scope of the funding from \$250,000 to \$500,000
2. Allow for the creation of a position in WEM related to this program.
3. Allow, at the discretion of the Department, the requirement that receiving entities pay an offsetting or matching fee for the training.

Matt Egerer
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2017 BILL

[IN - 11/28
DOR - 11/29]

-INSERT-

and making an application

REVIEW

1 AN ACT to create 20.465 (3) (dm) and 323.65 of the statutes; relating to: active
2 shooter safety training provided by the Division of Emergency Management,
3 and granting the exercise of rule-making authority.

Analysis by the Legislative Reference Bureau

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5 the following amounts for the purposes indicated:

BILL

SECTION 1

2017-18

2018-19

1 **20.465 Military affairs, department of**

2 (3) **EMERGENCY MANAGEMENT SERVICES**

3 (dm) Active shooter safety training GPR B 250,000 -0-

500,000
250,000

4 **SECTION 2.** 20.465 (3) (dm) of the statutes is created to read:

5 20.465 (3) (dm) *Active shooter safety training.* Biennially, the amounts in the
6 schedule for providing active shooter safety training under s. 323.65.

SECTION 3. 323.65 of the statutes is created to read:

IRV
2-67

8 **323.65 Active shooter safety training. (1) PROGRAM.** The division shall
9 administer a program to provide active shooter safety training to applicants selected
10 for training by the division.

11 **(2) SELECTION.** (a) Annually, the division shall review all applications for
12 training under this section and select applicants to receive the training.

13 (b) The division shall determine by rule the criteria by which it selects
14 applicants to receive training under this section.

15 **(3) ELIGIBILITY.** Any of the following may apply for training under this section:

16 (a) The governing body of a county, city, village, or town.

17 (b) The elected governing body of a federally recognized American Indian tribe
18 or band in this state.

19 (c) A nonstock corporation organized under ch. 181 that is a nonprofit
20 corporation, as defined in s. 181.0103 (17).

21 (d) A cooperative organized under ch. 185 or 193.

22 (e) A public school, private school, charter school, tribal school, or school
23 district.

BILL

1 (f) A religious society organized under ch. 187.

2 (g) An organization operated for profit.

3 (4) TRAINING. The division shall provide active shooter safety training to
4 applicants selected under sub. (3). *INS 3-4*

5 **SECTION 4. Effective date.**

6 (1) ACTIVE SHOOTER SAFETY TRAINING. This act takes effect on the day after
7 publication or on the 2nd day after publication of the 2017 biennial budget act,
8 whichever is later.

9 (END)

**2017-2018 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRB-0411/lins
AJM:kjf

INS 2-6

SECTION 1. 20.465 (3) (hm) of the statutes is created to read:

20.465 (3) (hm) *Active shooter safety training fees.* All moneys received from fees under s. 323.65 (4) for the purpose of providing active shooter safety training under s. 323.65.

INS 3-4

The division may charge an applicant that receives the training under this section a fee in an amount not to exceed the actual cost of providing the training.

****NOTE: Is this what you mean by "offsetting or matching fee"?

SECTION 2. Nonstatutory provisions.

(1) ACTIVE SHOOTER SAFETY TRAINING. The authorized FTE positions for the division of emergency management are increased by 1.0 GPR positions to be funded from the appropriation under s. 20.465 (3) (hm) of the statutes, for the purpose of administering the active shooter safety training program.

dn

McKean, Aaron

From: Egerer, Matt
Sent: Tuesday, December 05, 2017 10:49 AM
To: McKean, Aaron
Subject: RE: LRB-0411 Active Shooter Training

Can we get an additional clarification to allow for WEM to contract for this training/trainers if necessary as well?

From: Egerer, Matt
Sent: Tuesday, November 21, 2017 3:34 PM
To: McKean, Aaron <Aaron.McKean@legis.wisconsin.gov>
Subject: LRB-0411 Active Shooter Training

Aaron,

Rep. Barca would like to modify the current draft to:

1. Increase the scope of the funding from \$250,000 to \$500,000
2. Allow for the creation of a position in WEM related to this program.
3. Allow, at the discretion of the Department, the requirement that receiving entities pay an offsetting or matching fee for the training.

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State of Wisconsin
2017 - 2018 LEGISLATURE

LRB-0411/2
AJM:kjf

3

2017 BILL

[IN- 12/6]
[DUE - TODAY]

1 AN ACT *to create* 20.465 (3) (dn), 20.465 (3) (hm) and 323.65 of the statutes;
2 **relating to:** active shooter safety training provided by the Division of
3 Emergency Management, granting rule-making authority, and making an
4 appropriation.

Analysis by the Legislative Reference Bureau

This bill creates a program administered by the Division of Emergency Management to provide active shooter safety training to certain organizations. Under the bill, certain types of organizations may apply for the training. The bill requires the division to annually review applications and select applicants for training and then provide the training to those selected applicants.

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:

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6 the following amounts for the purposes indicated:

BILL**SECTION 1****2017-18****2018-19****1 20.465 Military affairs, department of****2 (3) EMERGENCY MANAGEMENT SERVICES****3 (dn) Active shooter safety training GPR B 500,000 -0-****4 SECTION 2.** 20.465 (3) (dn) of the statutes is created to read:**5 20.465 (3) (dn) *Active shooter safety training.*** Biennially, the amounts in the
6 schedule for providing active shooter safety training under s. 323.65.**7 SECTION 3.** 20.465 (3) (hm) of the statutes is created to read:**8 20.465 (3) (hm) *Active shooter safety training fees.*** All moneys received from
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10 under s. 323.65.**11 SECTION 4.** 323.65 of the statutes is created to read:**12 323.65 Active shooter safety training. (1) PROGRAM.** The division shall
13 administer a program to provide active shooter safety training to applicants selected
14 for training by the division.**15 (2) SELECTION. (a)** Annually, the division shall review all applications for
16 training under this section and select applicants to receive the training.**17 (b)** The division shall determine by rule the criteria by which it selects
18 applicants to receive training under this section.**19 (3) ELIGIBILITY.** Any of the following may apply for training under this section:**20 (a)** The governing body of a county, city, village, or town.**21 (b)** The elected governing body of a federally recognized American Indian tribe
22 or band in this state.

BILL

1 (c) A nonstock corporation organized under ch. 181 that is a nonprofit
2 corporation, as defined in s. 181.0103 (17).

3 (d) A cooperative organized under ch. 185 or 193.

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5 district.

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8 (4) TRAINING. The division shall provide active shooter safety training to
9 applicants selected under sub. (3). The division may charge an applicant that
10 receives the training under this section a fee in an amount not to exceed the actual
11 cost of providing the training.

or contract with another person to provide

SECTION 5. Nonstatutory provisions.

13 (1) ACTIVE SHOOTER SAFETY TRAINING. The authorized FTE positions for the
14 division of emergency management are increased by 1.0 GPR position to be funded
15 from the appropriation under section 20.465 (3) (dn) of the statutes, for the purpose
16 of administering the active shooter safety training program.

17

(END)

Parisi, Lori

From: Egerer, Matt
Sent: Monday, January 29, 2018 12:26 PM
To: LRB.Legal
Subject: Draft Review: LRB -0411/3

Please Jacket LRB -0411/3 for the ASSEMBLY.



State of Wisconsin
2017 - 2018 LEGISLATURE

LRB-0411/3

AJM:kjf

2017 ASSEMBLY BILL 931

Before
change

February 9, 2018 - Introduced by Representative BARCA, cosponsored by Senator WANGGAARD. Referred to Committee on Criminal Justice and Public Safety.

- 1 AN ACT *to create* 20.465 (3) (dn), 20.465 (3) (hm) and 323.65 of the statutes;
2 **relating to:** active shooter safety training provided by the Division of
3 Emergency Management, granting rule-making authority, and making an
4 appropriation.

Analysis by the Legislative Reference Bureau

This bill creates a program administered by the Division of Emergency Management to provide active shooter safety training to certain organizations. Under the bill, certain types of organizations may apply for the training. The bill requires the division to annually review applications and select applicants for training and then provide the training to those selected applicants.

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- 5 SECTION 1. 20.005 (3) (schedule) of the statutes: at the appropriate place, insert
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REVISION REPORT

INTRODUCTION, FIRST READING AND REFERENCE OF PROPOSALS

Under Assembly Rule 17d,
Tuesday, February 13, 2018 at 9:08 AM
is considered the official date and time of introduction for the proposals listed in this document.

ASSEMBLY BILL 931 (LRB -0411)

Relating to: active shooter safety training provided by the Division of Emergency Management, granting rule-making authority, and making an appropriation.

Introduced by Representatives Barca, Shankland, Wachs, Fields, Ohnstad, Zamarripa, Sinicki, Subeck, Spreitzer, Pope and Hebl; cosponsored by Senators Wanggaard, Carpenter and Wirch.

Referred to Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY.**

02-13-2018
"corrected copy"
requested by
Jeryn-Acc office

→ sponsor additions



02-13-2018
After
Changes

2017 ASSEMBLY BILL 931

February 9, 2018 - Introduced by Representatives BARCA, SHANKLAND, WACHS, FIELDS, OHNSTAD, ZAMARRIPA, SINICKI, SUBECK, SPREITZER, POPE and HEBL, cosponsored by Senators WANGGAARD, CARPENTER and WIRCH. Referred to Committee on Criminal Justice and Public Safety.

- 1 AN ACT *to create* 20.465 (3) (dn), 20.465 (3) (hm) and 323.65 of the statutes;
2 relating to: active shooter safety training provided by the Division of
3 Emergency Management, granting rule-making authority, and making an
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