

2017 DRAFTING REQUEST

Bill

For: **James Edming (608) 266-7506**

Drafter: **tdodge**

By: **Darla**

Secondary Drafters: **mduchek
tkuczens**

Date: **11/10/2016**

Same as LRB: **-4595**

May Contact:

Submit via email: **YES**
 Requester's email: **Rep.Edming@legis.wisconsin.gov**
 Carbon copy (CC) to: **tamara.dodge@legis.wisconsin.gov
 michael.duchek@legis.wisconsin.gov
 tracy.kuczenski@legis.wisconsin.gov**

Pre Topic:

No specific pre topic given

Topic:

Integrated, community-based employment for individuals with disabilities

Instructions:

See attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	tdodge 11/17/2016				
/P1	mduchek 12/15/2016	anienaja 12/19/2016	lparisi 11/30/2016		
/P2	mduchek 7/11/2017	anienaja 7/13/2017	hkohn 12/19/2016		State S&L
/P3	tdodge 7/18/2017	anienaja 7/19/2017	lparisi 7/13/2017		State S&L

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/P4	mduchek 7/21/2017	anienaja 7/21/2017	dwalker 7/19/2017		State S&L
/P5	tdodge 8/16/2017	anienaja 8/16/2017	hkohn 7/21/2017		State S&L
/P6	mduchek 9/22/2017	anienaja 9/22/2017	mbarman 8/16/2017		State S&L
/P7	anienaja 9/22/2017		lparisi 9/22/2017		State S&L
/P8	tdodge 10/10/2017	anienaja 10/11/2017	mbarman 9/22/2017		State S&L
/P9			mbarman 10/11/2017		State S&L
/1			dwalker 10/18/2017	mbarman 10/19/2017	State S&L

FE Sent For:

2
at
intro

<END>

Dodge, Tamara

From: Duchek, Michael
Sent: Thursday, November 10, 2016 1:59 PM
To: Knepp, Fern; Dodge, Tamara
Cc: Pleviak, Krista
Subject: FW: Bill Draft
Attachments: Employment First.pdf; Employment First.docx

I got this request. I think the idea is to generally promote integrated (as opposed to sheltered) employment of persons with disabilities at competitive wages. See the attached Word doc. They ask for something that applies to "all agencies" (all departments?). But anyway, the main agencies they identify are DHS, DPI, and DWD (DVR). Given that it relates to employment of persons with disabilities, I am inclined to suggest it might be appropriate to put it in ch. 47 (voc. rehab.) or 106 (employment programs), but I'd be interested to hear your thoughts on that and what you think about the request as it applies to your agency (DHS or DPI). Thanks,

-Mike

From: Flemming, Darla
Sent: Thursday, November 10, 2016 1:37 PM
To: Duchek, Michael <Michael.Duchek@legis.wisconsin.gov>
Subject: Bill Draft

Hi Michael,

Rep. Edming would like a bill drafted that would provide integrated community-based employment and custom types of employment for people with disabilities. I've included some documents that provide more information about what his idea is. I'm not sure if you're the right LRB contact for this bill, so I apologize if that is the case.

Best,

Darla Flemming

Office of Rep. James W. Edming
87th Assembly District

Darla.Flemming@legis.wisconsin.gov

(608) 266-7506

Gainful Employment Equal Opportunity Act

AN ACT creating the Wisconsin Gainful Employment Equal Opportunity initiative involving all state agencies, with leadership by the Department of Health Services (DHS) and the Department of Workforce Development (DWD),, Department of Public Instruction (DPI) and required annual report to the Legislature.

Section 1. Findings

The Wisconsin legislature finds that:

- Twenty-two years ago, the Americans with Disabilities Act was passed by Congress stating that the Nation's proper goals regarding individuals with disabilities include assuring equality of opportunity, full participation, and economic self-sufficiency for all citizens with disabilities;
- Unemployment and under-employment among individuals with disabilities remains a pervasive problem which relegates these citizens to lifetime poverty, social isolation, economic disempowerment and compromised health and mental health;
- Many working-age individuals with disabilities are currently more dependent on publicly funded benefits and services than they otherwise need to be, due in large part to a systemic lack of encouragement and opportunities to participate in gainful integrated employment;
- Pervasive low expectations of ability, and unfounded yet widespread assumptions that people with disabilities do not want to work and enjoy the benefits of being productive, contributing citizens, have resulted in a significant lack of investment of available public dollars in actively encouraging and supporting individuals with disabilities to pursue and obtain integrated employment paid at a competitive wage;

Be it enacted by the Legislature of the State of Wisconsin:

Section 2. The Act

(a) This act shall be known as and cited as the Wisconsin Gainful Employment Equal Opportunity Act. As used in this act:

(1) "Integrated Employment" means working for a competitive wage in a community-based job (i.e., a job that is based in a mainstream business, not in a service provider organization). The employment must be in a work setting where, to the extent the employment typically involves interaction with others, the interaction is predominantly with co-workers or business associates

who do not have disabilities or with the general public. Integrated employment includes employment located in a community business, self-employment and ownership of a micro-enterprise.

(2) "Competitive Wage" means a payment for work that is generally equivalent to the payment made to others performing similar work. Competitive wage is always at least minimum wage.

(3) "Working Age" means ages 16-64, including those eligible for transition services in special education per Wisconsin state law.

(b) It is hereby declared to be the policy of the state of Wisconsin that integrated employment at a competitive wage shall be considered the most universally beneficial and cost-effective activity to encourage, facilitate and support when providing publicly funded services to working-age persons with disabilities for the purposes of enabling their participation in activities outside the home.

(c) This policy applies to all publicly-funded programs that provide services and supports to working-age persons with disabilities.

Section 3. Empowering State Agencies

(a) All state agencies shall engage in formal, on-going collaboration to follow this policy and ensure that it is effectively implemented in their programs and services. The DHS, DWD and DPI shall jointly lead this state agency collaboration.

(b) All state agencies shall collaborate to create and publish on their respective websites, a biennial plan, including specific performance improvement targets and specific methods that will be used to coordinate efforts and ensure that state programs, policies, procedures and funding support integrated employment at competitive wage as the most universally beneficial and cost-effective activity to encourage, facilitate and support when providing publicly funded services to working-age persons with disabilities for the purposes of enabling their participation in activities outside the home. The biennial plan shall be updated at the end of each biennium.

(c) All state agencies shall work collaboratively to identify ways to share data and information across systems in order to track progress toward full implementation of the Act, including the number of working-age citizens with disabilities working in integrated employment and earning competitive wages.

(d) All state agencies are encouraged and authorized to adopt new or revised rules and regulations to implement this Act

Section 4. Biennial Integrated Employment Report to Legislature.

(a) The lead departments (DPI, DVR, DHS) shall submit to the joint committee on finance and to the appropriate standing committees of the legislature a joint report, within sixty (60) days of the end of each biennium, that documents progress, outcomes and achievements resulting from the biennial plan described in Section 3, including information collected from the most recent fiscal year(s) for which data is available on the progress toward specific performance improvement targets included in the biennial plan and intended to increase the participation rate in integrated employment among working age citizens with disabilities who receive publicly funded services through their departments. All state agencies shall cooperate in the creation and dissemination of the annual report, and all state agencies shall fully provide data and information necessary to produce this annual report.

The report shall include all of the following information:

1. Statement by DWD, DPI and DHS on measurable statewide performance improvement targets, goals and objectives jointly established in the biennial plan to ensure implementation of this Act.
2. Steps taken by DWD, DPI and DHS collectively or individually to track the measurable progress in implementing this act.
3. The number of eligible working age individuals with disabilities who received supports through one or more of the state agencies during the most recent fiscal year for which data is available; and of this group, the number who are employed in integrated employment at competitive wages..
4. The increase from the previous fiscal year in the number of eligible working age individuals who received supports through one or more of the state agencies who are employed in integrated employment at competitive wages.
5. To the extent available through each department's data systems, data on the average number of hours worked and wages earned by the aggregate group of individuals identified in sub-section 4-a-3 above.
6. Unique reporting requirements appropriate to each agency and related to progress in achieving integrated employment outcomes for individuals.
7. Identified barriers to achieving the goals and objectives along with the strategies and policy changes identified to overcome or mitigate these barriers, thereby allowing for full implementation of this Act.

Section 5.

This act shall take effect and be in force from and after [TBD].



State of Wisconsin
2017 - 2018 LEGISLATURE

In 11-28
Out 11-30

LRB-0753/P1
MED&TJD:...

amr

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

SA ✓
xref ✓

GM ✓

1 **AN ACT ...; relating to:** integrated employment of persons with a disability and
2 granting rule-making authority.

Analysis by the Legislative Reference Bureau

This is a preliminary draft. An analysis will be provided in a subsequent version of this draft.

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

3 **SECTION 1.** 47.05 of the statutes is created to read:
4 **47.05 Gainful employment equal opportunity initiative.** (1) In this
5 section:

***NOTE: Our policy is generally not to include statements of legislative findings unless there is a specific need to do so and to instead try to write the operative language in a way that accomplishes the intent. Let me know if you want to discuss this further.

6 (a) "Agency" has the meaning given in s. 13.172 (1).

7 (b) "Competitive wage" means a regular payment, at or above the minimum
8 wage established under s. 104.035, for work performed that is generally equivalent
9 to the payment made to others performing similar work.

****NOTE: We have a statute that allows for an exemption from the minimum wage for persons with disabilities and sheltered workshops (see s. 104.07). While repealing that statute probably goes beyond the scope of this request, I thought I would mention it. For purposes of this definition, I specifically referenced the standard minimum wage.

1 (c) "Integrated employment" means work for a competitive wage that is
2 performed in a setting in which an employed person with a disability interacts, to the
3 extent the work involves interaction with others, with co-workers or business
4 associates who are predominantly not disabled or with the general public.

5 "Integrated employment" includes work located in a community business or a micro
6 enterprise and includes self-employment.

microenterprise

7 (d) "Working age" means an age that is at least 16 and not more than 65 and
8 includes the age at which a child with a disability becomes eligible for transition
9 services under subch. V of ch. 115.

10 (2) All publicly-funded programs that provide services and supports to
11 working age persons with disabilities, when enabling the participation of persons
12 with disabilities in activities outside their homes, shall prioritize the integrated
13 employment of persons with disabilities.

****NOTE: Let me know if you want to eliminate other references in ch. 47 to sheltered workshops.

14 (3) (a) The department shall, with assistance from the departments of public
15 instruction and health services, lead a collaboration among all agencies that
16 administer programs that provide services and supports to working age persons with
17 disabilities.

18 (b) All agencies that administer programs that provide services and supports
19 to working age persons with disabilities shall collaborate to create and publish on
20 each such agency's Internet site a plan establishing specific performance
21 improvement targets and describing specific methods used to coordinate efforts to

1 ensure that programs, policies, and procedures support integrated employment as
2 described under sub. (2). The agencies shall update the plan biennially.

3 (c) All agencies that administer programs that provide services and supports
4 to working age persons with disabilities shall share information with other agencies
5 on their progress on supporting integrated employment under sub. (2). Each agency
6 shall share with other agencies the number of working age persons with disabilities
7 working in integrated employment through programs administered by that agency.

8 (5) Any agency that administers program that provide services and supports
9 to working age persons with disabilities may promulgate rules to implement this
10 section.

11 (6) (a) By September 1 of each odd-numbered year, the departments of public
12 instruction, workforce development, and health services shall jointly submit to the
13 joint committee on finance and to the appropriate standing committees of the
14 legislature under s. 13.172 (3) a report that documents the progress, outcomes, and
15 achievements the departments have made in increasing participation in integrated
16 employment as a result of the plan under sub. (3) (b), including information collected
17 over the most recent fiscal year for which data are available. Each agency that
18 administers a program that provides services and supports to persons with
19 disabilities shall cooperate in creating and shall provide information for the report
20 under this paragraph.

21 (b) The departments of public instruction, workforce development, and health
22 services shall include all of the following in the report under par. (a):

23 1. A statement by the departments of public instruction, workforce
24 development, and health services on measurable, statewide performance
25 improvement targets established in the plan under sub. (3) (b).

SECTION 1

1 2. Steps taken by the each of the departments of public instruction, workforce
2 development, and health services, individually and collectively, to track the targets

Established in
the plan

3 under subd. 1. sub.(3)(b)

4 3. The number of working age persons with disabilities who received publicly
5 funded services through one or more state agencies during the most recent fiscal year
6 for which data are available and the number of those persons identified who held
7 integrated employment at competitive wages during that period.

8 4. The percentage change that the number under subd. 3. represents as
9 compared to the number from the previous fiscal year.

10 5. To the extent available through each state agency's data systems, data on the
11 average number of hours worked and wages earned by persons with disabilities who
12 are employed in integrated employment.

13 6.2 7. Information appropriate to each agency that administers a program that
14 provides services and supports to persons with disabilities that is related to progress
15 in achieving the targets established under sub. (3) (b).

16 7.1 8. Identified barriers to achieving the goals and objectives established under
17 this section.

18 8.1 9. Strategies and policy changes for each state agency, acting individually and
19 collectively, to overcome or mitigate the barriers identified under subd. 8. 27.

20 (END)

Duchek, Michael

From: Flemming, Darla
Sent: Wednesday, December 14, 2016 4:31 PM
To: Duchek, Michael
Subject: RE: LRB-0753

Hi Mike,

That would be fine.

Darla

From: Duchek, Michael
Sent: Wednesday, December 14, 2016 4:30 PM
To: Flemming, Darla <Darla.Flemming@legis.wisconsin.gov>
Subject: RE: LRB-0753

Darla,

Would "Employment First initiative" be OK? I think we need some kind of noun there.

-Mike

From: Flemming, Darla
Sent: Tuesday, December 13, 2016 4:13 PM
To: Duchek, Michael <Michael.Duchek@legis.wisconsin.gov>; Dodge, Tamara <Tamara.Dodge@legis.wisconsin.gov>
Subject: LRB-0753

Hi Mike and Tami,

I have some changes to LRB-0753/P1.

- Label 47.05 of the statutes to read "Employment First," instead of "gainful employment equal opportunity initiative"
- Drafter's note #1: We don't need to include statements of legislative findings
- Drafter's note #2: Don't repeal these statutes
- Drafter's note #3: Don't eliminate references to ch. 47

Please let me know if you have any questions.

Best,
Darla

Darla Flemming
Office of Rep. James W. Edming
87th Assembly District
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(608) 266-7506



State of Wisconsin
2017 - 2018 LEGISLATURE

LRB-0753/PA^{p2}
MED&TJD:amn

In 12-15
Oct 12-19

SA✓

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

Insert

Ins Analysis

1 **AN ACT to create** 47.05 of the statutes; **relating to:** integrated employment of
2 persons with a disability and granting rule-making authority.

Analysis by the Legislative Reference Bureau

This is a preliminary draft. An analysis will be provided in a subsequent version of this draft.

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

3 **SECTION 1.** 47.05 of the statutes is created to read: *Employment First*
4 **47.05 (Gainful employment equal opportunity) initiative.** (1) In this
5 section:

****NOTE: Our policy is generally not to include statements of legislative findings unless there is a specific need to do so and to instead try to write the operative language in a way that accomplishes the intent. Let me know if you want to discuss this further.

- 6 (a) "Agency" has the meaning given in s. 13.172 (1).
- 7 (b) "Competitive wage" means a regular payment, at or above the minimum
- 8 wage established under s. 104.035, for work performed that is generally equivalent
- 9 to the payment made to others performing similar work.

SECTION 1

****NOTE: We have a statute that allows for an exemption from the minimum wage for persons with disabilities and sheltered workshops (see s. 104.07). While repealing that statute probably goes beyond the scope of this request, I thought I would mention it. For purposes of this definition, I specifically referenced the standard minimum wage.

1 (c) "Integrated employment" means work for a competitive wage that is
2 performed in a setting in which an employed person with a disability interacts, to the
3 extent the work involves interaction with others, with co-workers or business
4 associates who are predominantly not disabled or with the general public.
5 "Integrated employment" includes work located in a community business or a
6 microenterprise and includes self-employment.

7 (d) "Working age" means an age that is at least 16 and not more than 65 and
8 includes the age at which a child with a disability becomes eligible for transition
9 services under subch. V of ch. 115.

10 (2) All publicly funded programs that provide services and supports to working
11 age persons with disabilities, when enabling the participation of persons with
12 disabilities in activities outside their homes, shall prioritize the integrated
13 employment of persons with disabilities.

****NOTE: Let me know if you want to eliminate other references in ch. 47 to sheltered workshops.

14 (3) (a) The department shall, with assistance from the departments of public
15 instruction and health services, lead a collaboration among all agencies that
16 administer programs that provide services and supports to working age persons with
17 disabilities.

18 (b) All agencies that administer programs that provide services and supports
19 to working age persons with disabilities shall collaborate to create and publish on
20 each such agency's Internet site a plan establishing specific performance
21 improvement targets and describing specific methods used to coordinate efforts to

1 ensure that programs, policies, and procedures support integrated employment as
2 described under sub. (2). The agencies shall update the plan biennially.

3 (c) All agencies that administer programs that provide services and supports
4 to working age persons with disabilities shall share information with other agencies
5 on their progress in supporting integrated employment under sub. (2). Each agency
6 shall share with other agencies the number of working age persons with disabilities
7 working in integrated employment through programs administered by that agency.

8 (4) Any agency that administers programs that provide services and supports
9 to working age persons with disabilities may promulgate rules to implement this
10 section.

11 (5) (a) By September 1 of each odd-numbered year, the departments of public
12 instruction, workforce development, and health services shall jointly submit to the
13 joint committee on finance and to the appropriate standing committees of the
14 legislature under s. 13.172 (3) a report that documents the progress, outcomes, and
15 achievements the departments have made in increasing participation in integrated
16 employment as a result of the plan under sub. (3) (b), including information collected
17 over the most recent fiscal year for which data are available. Each agency that
18 administers a program that provides services and supports to persons with
19 disabilities shall cooperate in creating and shall provide information for the report
20 under this paragraph.

21 (b) The departments of public instruction, workforce development, and health
22 services shall include all of the following in the report under par. (a):

23 1. A statement by the departments of public instruction, workforce
24 development, and health services on measurable, statewide performance
25 improvement targets established in the plan under sub. (3) (b).

1 2. Steps taken by the departments of public instruction, workforce
2 development, and health services, individually and collectively, to track the targets
3 established in the plan under sub. (3) (b).

4 3. The number of working age persons with disabilities who received publicly
5 funded services through one or more state agencies during the most recent fiscal year
6 for which data are available and the number of those persons identified who held
7 integrated employment at competitive wages during that period.

8 4. The percentage change that the numbers under subd. 3. represents as
9 compared to the numbers from the previous fiscal year.

10 5. To the extent available through each state agency's data systems, data on the
11 average number of hours worked and wages earned by persons with disabilities who
12 are employed in integrated employment.

13 6. Information appropriate to each agency that administers a program that
14 provides services and supports to persons with disabilities that is related to progress
15 in achieving the targets established under sub. (3) (b).

16 7. Identified barriers to achieving the goals and objectives established under
17 this section.

18 8. Strategies and policy changes for each state agency, acting individually and
19 collectively, to overcome or mitigate the barriers identified under subd. 7.

20 **(END)**

am

INSERT ANALYSIS

This bill establishes a number of requirements for certain state agencies to promote integrated employment, which is defined as work for a competitive wage that is performed in a setting in which an employed person with a disability interacts with people who are predominantly not disabled or with the general public. The requirements in the bill include all of the following:

✓ 1. A requirement that publicly funded programs that provide services and supports to working age persons with disabilities, when enabling the participation of persons with disabilities in activities outside their homes, prioritize integrated employment.

* ✓ 2. A requirement that the Department of Workforce Development, with assistance from the departments of Public Instruction and Health Services, lead a collaboration among all state agencies that administer programs that provide services and supports to working age persons with disabilities.

✓ 3. A requirement for state agencies that administer programs that provide services and supports to working age persons with disabilities to collaborate to create and publish on each such agency's Internet site a plan establishing specific performance improvement targets and describing specific methods used to coordinate efforts to ensure that programs, policies, and procedures support integrated employment. The agencies must update the plan biennially.

* ✓ 4. A requirement that the departments of Workforce Development, Public Instruction, and Health Services jointly submit to the legislature a biennial report that documents the progress, outcomes, and achievements made in increasing participation in integrated employment as a result of the plan described above.

For further information see the *state and local* fiscal estimate, which will be printed as an appendix to this bill.

Duchek, Michael

From: Longsine, Tyler
Sent: Friday, June 23, 2017 3:33 PM
To: Dodge, Tamara; Duchek, Michael
Subject: Changes to LRB 0753 - Requesting P/3
Attachments: Edits to LRB 0753 - Employment First Bill .docx

Tami and Michael,

Please see the attached revisions to LRB 0753. Please keep the bill as a preliminary draft at this point as we want to take a final look at it before going forward. Please reach out to me with any questions.

Warm regards,

Tyler Longsine
Research Assistant
Office of Representative James W. Edming
Wisconsin's 87th Assembly District
(608) 266-7506
Tyler.Longsine@legis.wisconsin.gov

Edits to LRB-0753/P2: Employment First Legislation

Summary of edits and discussion:

DHS has recently worked with a variety of stakeholders to complete and publish the Guiding Principles for Competitive Integrated Employment for People with Disabilities in Long-Term Care, P-01786. Stakeholders included statewide disability organizations and providers of employment supports, including sheltered workshops. These principles put DHS in alignment with other key state agencies (DPI, DWD) that already have policies and data collection procedures that prioritize “competitive integrated employment as the first and preferred employment outcome for all working age youth and adults.”

Representative Edming and staff have had various meetings with DPI, DWD/DVR and DHS to discuss edits to LRB-0753 to ensure limited state agency burden/cost and alignment with current state agency data collection systems.

In a May 16 meeting with DHS (Jon Hoelter; JoAnna Richard) it was determined that the bill should be changed in the following ways:

Reporting:

- All agencies will submit data on progress in improving competitive integrated employment outcomes on the dashboard hosted by DOA: <https://performance.wi.gov/>
- Reporting cycles should be flexible enough to meet each agency’s current program reporting requirements, but should be the most recent available data for the current fiscal year. According to the Dashboard site, metrics are updated each quarter of the state fiscal year and the goal of this reporting is “to measure most metrics by state fiscal year quarter” however, “some measures are better suited for an alternative reporting cycle (i.e. state or federal fiscal year, calendar year, seasonally, or by a statutory reporting period.” (DPI is not able to share quarterly data on CIE goals as they only collect student surveys once/year and their calendar is aligned with the school year.)
- DWD should be the lead agency for the combined reporting procedure under the bill. Each state agency named in the bill (DHS, DPI, DWD/DVR) would share their goals and related data with DWD to post in a separate CIE goal section of the dashboard site. (All agency data would be reported together in this section.)
- DPI is not a cabinet agency that is required to report to this site currently. The bill should require DPI to share their CIE goals and related data with the lead agency for this combined reporting (DWD).

Definitions:

- Various definitions in the bill will be substituted for the definition for Competitive Integrated Employment (CIE) now required in the Workforce Innovation Opportunity Act. (This can be accomplished by cross-reference.)

Competitive Integrated Employment is defined as work performed on a full-time or part-time basis; compensated not less than the applicable state or

local minimum wage law (or the customary wage), or if self-employment, yields income comparable to persons without disabilities doing similar tasks; the worker should be eligible for the level of benefits provided to other employees; the work should be at a location-typically found in the community; where the employee with a disability interacts with other persons who do not have disabilities and are not in a supervisory role, and; the job presents opportunities for advancement.” - Workforce Innovation and Opportunity Act (WIOA) amended Rehabilitation Act Title IV 2014

Report to the Legislature:

- The bill no longer requires development a plan or report to be jointly submitted to the legislature.

Joint Planning:

- The bill retains the basic requirements that agencies jointly plan and set CIE performance improvement targets to coordinate efforts. (Some of this coordination and planning is currently required under federal law.) These plans should be published in easy-to-find locations on agency websites.
- Any references to other elements of a joint planning efforts can be identified as “may” instead of “shall” to provide flexibility

Content of Required Performance Improvement Targets and Goals:

- The bill should continue to specify the minimum content of the “measurable statewide improvement targets and goals” that each agency must report on the DOA dashboard. Such goals must measure, at a minimum:
 - number of working age persons with disabilities who received publicly funded services through the state agency in that reporting period;
 - the number of persons identified who achieved Competitive Integrated Employment (CIE) during that reporting period;
 - the percentage change from the previous reporting period;
 - number of hours worked and wages earned by persons employed in competitive integrated employment during that reporting period.

Duchek, Michael

From: Longsine, Tyler
Sent: Friday, June 30, 2017 2:59 PM
To: Duchek, Michael
Subject: FW: Changes to LRB 0753 - Requesting P/3

Mike,

Please see the responses below. As it appears that there are still somethings that need to be hashed out I think that it would be beneficial to sit down and have a face to face meeting after the 4th of July with Lisa. Once I hear back from her on some potential dates I will check with you to see if any of the proposed times work for you.

Warm regards,

Tyler Longsine
Research Assistant
Office of Representative James W. Edming
Wisconsin's 87th Assembly District
(608) 266-7506
Tyler.Longsine@legis.wisconsin.gov

From: Lisa Pugh [mailto:Pugh@TheArc.org]
Sent: Wednesday, June 28, 2017 6:54 PM
To: Longsine, Tyler <Tyler.Longsine@legis.wisconsin.gov>
Cc: Lisa Pugh <Pugh@TheArc.org>
Subject: RE: Changes to LRB 0753 - Requesting P/3

Dear Tyler -

I am heading out on vacation tomorrow so will try to provide brief, helpful feedback!

- All agencies will submit data on progress in improving competitive integrated employment outcomes on the dashboard hosted by DOA: <https://performance.wi.gov/>

It's my understanding that this web site hosted by DOA is entirely based on some executive orders done by the governor (http://docs.legis.wisconsin.gov/code/executive_orders/2011_scott_walker/2016-189.pdf). These dashboards are nonstatutory. So my suggestion would be to leave this out of the bill or, if you want the bill to address this, to request the gov. prescribe this reporting by executive order.

Can we reference the requirement for agencies to post their goals and progress toward goals on a public, state agency website more generically? }

- DWD should be the lead agency for the combined reporting procedure under the bill. Each state agency named in the bill (DHS, DPI, DWD/DVR) would share their goals and related data with DWD to

post in a separate CIE goal section of the dashboard site. (All agency data would be reported together in this section.)

References to particular sections of a particular web site are more detail than would go in a bill.

Agreed. Can we still name DWD is lead or primary agency for combined reporting?

- DPI is not a cabinet agency that is required to report to this site currently. The bill should require DPI to share their CIE goals and related data with the lead agency for this combined reporting (DWD).

Here you seem to switch between talking about the “dashboard reporting” (which, as you note, does not apply to DPI per the executive order) and the “combined reporting” in the bill (which DPI would be required to comply with). Please clarify what the instruction is here.

DPI should be required to do combined reporting with other state agencies and publicly post on a state agency website with other state agencies.

Competitive Integrated Employment is defined as work performed on a full-time or part-time basis; compensated not less than the applicable state or local minimum wage law (or the customary wage), or if self-employment, yields income comparable to persons without disabilities doing similar tasks; the worker should be eligible for the level of benefits provided to other employees; the work should be at a location-typically found in the community; where the employee with a disability interacts with other persons who do not have disabilities and are not in a supervisory role, and; the job presents opportunities for advancement.” - Workforce Innovation and Opportunity Act (WIOA) amended Rehabilitation Act Title IV 2014

It sounds like you want to replace the definition and uses of “integrated employment” in the bill with the term “competitive integrated employment.” WIOA defines this (29 USC 3102 (11)) by reference to the Rehabilitation Act definition at 29 USC 705. So I can just reference the definition at 29 USC 705, OK? If I did that, the definition of “competitive wage” would also drop out of the draft.

Yes. I would use the WIOA reference for this definition.

Report to the Legislature:

- The bill no longer requires development a plan or report to be jointly submitted to the legislature.

I interpret this as a directive to delete page 3, line 19, to the end of the bill. Correct?

No. While there is no report - the detail regarding what should be measured should be retained and become part of the directive to state agencies on what we want them to track and report publicly. (Preserve content of page 4 lines 12-20.

Joint Planning:

- The bill retains the basic requirements that agencies jointly plan and set CIE performance improvement targets to coordinate efforts. (Some of this coordination and planning is currently required under federal law.) These plans should be published in easy-to-find locations on agency websites.
- Any references to other elements of a joint planning efforts can be identified as “may” instead of “shall” to provide flexibility

I don't see any obvious instances of “shall” that should be changed to “may.” Let me know which one(s) you have in mind.

You are correct. There is no place to address this in the bill. Disregard.

Content of Required Performance Improvement Targets and Goals:

- The bill should continue to specify the minimum content of the “measurable statewide improvement targets and goals” that each agency must report on the DOA dashboard. Such goals must measure, at a minimum:
 - number of working age persons with disabilities who received publicly funded services through the state agency in that reporting period;
 - the number of persons identified who achieved Competitive Integrated Employment (CIE) during that reporting period;
 - the percentage change from the previous reporting period;
 - number of hours worked and wages earned by persons employed in competitive integrated employment during that reporting period.

See above regarding the executive order. This could be added depending on what you decide above.

While there is no longer a required report - the detail regarding what should be measured should be retained and become part of the directive to state agencies on what we want them to track and report publicly. Preserve content of page 4 lines 12-20 and reformat into the desired elements of the required performance improvement targets that agencies will publish.



Lisa Pugh | Pugh@thearc.org

State Director, The Arc Wisconsin
P.O. Box 201, Stoughton, WI 53589
T 608-422-4250 | T 800.433.5255

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State of Wisconsin
2017 - 2018 LEGISLATURE

LRB-0753/P3
MED&TJD:amn

In 7-11
Out 7-13

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

SA

Regu:

Insert
Analysis

competitive

1

AN ACT to create 47.05 of the statutes; **relating to:** integrated employment of persons with a disability and granting rule-making authority.

2

Analysis by the Legislative Reference Bureau

This bill establishes a number of requirements for certain state agencies to promote integrated employment, which is defined as work for a competitive wage that is performed in a setting in which an employed person with a disability interacts with people who are predominantly not disabled or with the general public. The requirements in the bill include all of the following:

1. A requirement that publicly funded programs that provide services and supports to working age persons with disabilities, when enabling the participation of persons with disabilities in activities outside their homes, prioritize integrated employment.
2. A requirement that the Department of Workforce Development, with assistance from the Departments of Public Instruction and Health Services, lead a collaboration among all state agencies that administer programs that provide services and supports to working age persons with disabilities.
3. A requirement for state agencies that administer programs that provide services and supports to working age persons with disabilities to collaborate to create and publish on each such agency's Internet site a plan establishing specific performance improvement targets and describing specific methods used to coordinate efforts to ensure that programs, policies, and procedures support integrated employment. The agencies must update the plan biennially.
4. A requirement that the Departments of Workforce Development, Public Instruction, and Health Services jointly submit to the legislature a biennial report

that documents the progress, outcomes, and achievements made in increasing participation in integrated employment as a result of the plan described above.

For further information see the *state and local* 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.** 47.05 of the statutes is created to read:

2 **47.05 Employment First initiative.** (1) In this section:

3 (a) "Agency" has the meaning given in s. 13.172 (1).

4 (b) "Competitive wage" means a regular payment, at or above the minimum
5 wage established under s. 104.035, for work performed that is generally equivalent
6 to the payment made to others performing similar work.

7 (c) "Integrated employment" means work for a competitive wage that is
8 performed in a setting in which an employed person with a disability interacts, to the
9 extent the work involves interaction with others, with co-workers or business
10 associates who are predominantly not disabled or with the general public.
11 "Integrated employment" includes work located in a community business or a
12 microenterprise and includes self-employment.

13 (d) "Working age" means an age that is at least 16 and not more than 65 and
14 includes the age at which a child with a disability becomes eligible for transition
15 services under subch. V of ch. 115.

16 (2) All publicly funded programs that provide services and supports to working
17 age persons with disabilities, when enabling the participation of persons with
18 disabilities in activities outside their homes, shall prioritize the ^{competitive} integrated
19 employment of persons with disabilities.

to promote the competitive integrated employment of those persons

1 (3)(a) The department shall, with assistance from the departments of public
2 instruction and health services, lead a collaboration among all agencies that
3 administer programs that provide services and supports to working age persons with
4 disabilities.

Ins 3-5

5 (b) All agencies that administer programs that provide services and supports
6 to working age persons with disabilities shall collaborate to create and publish on
7 each such agency's Internet site a plan establishing specific performance
8 improvement targets and describing specific methods used to coordinate efforts to
9 ensure that programs, policies, and procedures support integrated employment as
10 described under sub. (2). The agencies shall update the plan biennially.

and jointly develop

*at least
Ins 3-11*

11 (5) (c) All agencies that administer programs that provide services and supports
12 to working age persons with disabilities shall share information with other agencies
13 on their progress in supporting competitive integrated employment under sub. (2). Each agency
14 shall share with other agencies the number of working age persons with disabilities
15 working in competitive integrated employment through programs administered by that agency.

Ins 3-13

department

16 (4) Any agency that administers programs that provide services and supports
17 to working age persons with disabilities may promulgate rules to implement this
18 section.

Ins 3-17

each

Ins 3-19

19 (5) (a) By September 1 of each odd-numbered year, the departments of public
20 instruction, workforce development, and health services shall jointly submit to the
21 joint committee on finance and to the appropriate standing committees of the
22 legislature under s. 13.172 (3) a report that documents the progress, outcomes, and
23 achievements the departments have made in increasing participation in competitive
24 employment as a result of the plan under sub. (3) (b), including information collected
25 over the most recent fiscal year for which data are available. Each agency that

in accordance with

on

competitive

par. (a)

period

which shall include

1 administers a program that provides services and supports to persons with
2 disabilities shall cooperate in creating and shall provide information for the report
3 under this paragraph.

4 (b) The departments of public instruction, workforce development, and health
5 services shall include all of the following in the report under par. (a):

6 1. A statement by the departments of public instruction, workforce
7 development, and health services on measurable, statewide performance
8 improvement targets established in the plan under sub. (3) (b).

9 2. Steps taken by the departments of public instruction, workforce
10 development, and health services, individually and collectively, to track the targets
11 established in the plan under sub. (3) (b).

12 3. The number of working age persons with disabilities who received publicly
13 funded services through one or more state agencies during the most recent fiscal year
14 for which data are available and the number of those persons identified who held
15 integrated employment at competitive wages during that period.

16 4. The percentage change that the numbers under subd. 3. represents as
17 compared to the numbers from the previous fiscal year

18 5. To the extent available through each state agency's data systems, data on the
19 average number of hours worked and wages earned by persons with disabilities who
20 are employed in competitive integrated employment.

21 6. Information appropriate to each agency that administers a program that
22 provides services and supports to persons with disabilities that is related to progress
23 in achieving the targets established under sub. (3) (b).

24 7. Identified barriers to achieving the goals and objectives established under
25 this section.

g/lns 4-4

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e par. (a) ✓

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e par. (a) ✓

competitive

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8. Strategies and policy changes for each state agency ^{department} acting individually and collectively, to overcome or mitigate the barriers identified under subd. (7). ^{e.g.}

(END)

with the other
departments

INSERT ANALYSIS

This bill establishes a number of requirements for certain state agencies to promote competitive integrated employment, as defined under federal law. The requirements in the bill include all of the following:

1. A requirement that publicly funded programs that provide services and supports to working age persons with disabilities, when enabling the participation of persons with disabilities in activities outside their homes, prioritize competitive integrated employment.

2. A requirement that the Department of Workforce Development, with assistance from the departments of Public Instruction and Health Services, lead a collaboration among all state agencies that administer programs that provide services and supports to working age persons with disabilities.

3. A requirement that the three departments described above jointly develop a plan establishing specific performance improvement targets and describing specific methods used to coordinate efforts to ensure that programs, policies, and procedures support competitive integrated employment. The departments must update the plan biennially. The departments must also report on the progress, outcomes, and achievements made in increasing participation in competitive integrated employment as a result of the plan described above. The departments must either publish or provide access to the report and required content on their Internet sites or through a single, state-maintained Internet site.

For further information see the *state and local* fiscal estimate, which will be printed as an appendix to this bill.

INSERT 2-7

1 has the meaning given in 29 USC 705 (5).

INSERT 3-5

2 (4) (a) The department of workforce development, the department of health
3 services, and the department of public instruction

INSERT 3-11

4 The department of workforce development, the department of health services,
5 and the department of public instruction

INSERT 3-13

1 The department of workforce development, the department of health services,
2 and the department of public instruction

INSERT 3-19

3 (b) 1. The department of workforce development, the department of health
4 services, and the department of public instruction shall

INSERT 4-4

5 2. The department of workforce development, the department of health
6 services, and the department of public instruction

INSERT 5

7 (c) 1. The department of workforce development, the department of health
8 services, and the department of public instruction shall do one or more of the
9 following with respect to the the content described in par. (b):

10 a. Prominently publish or otherwise provide access to the content on each
11 department's Internet site.

12 b. Publish the content through a single, state-maintained Internet site.

13 2. The department of workforce development, the department of health
14 services, and the department of public instruction shall, in conjunction with the
15 content under subd. 1., also prominently publish or otherwise provide access to the
16 plan developed under par. (a).



State of Wisconsin
2017 - 2018 LEGISLATURE

LRB-0753/P3
MED&TJD:amn

step

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

1 AN ACT *to create* 47.05 of the statutes; **relating to:** competitive integrated
2 employment of persons with a disability and granting rule-making authority.

Analysis by the Legislative Reference Bureau

This bill establishes a number of requirements for certain state agencies to promote competitive integrated employment, as defined under federal law. The requirements in the bill include all of the following:

1. A requirement that publicly funded programs that provide services and supports to working age persons with disabilities, when enabling the participation of persons with disabilities in activities outside their homes, prioritize competitive integrated employment.

2. A requirement that the Department of Workforce Development, with assistance from the departments of Public Instruction and Health Services, lead a collaboration among all state agencies that administer programs that provide services and supports to working age persons with disabilities.

3. A requirement that the three departments described above jointly develop a plan establishing specific performance improvement targets and describing specific methods used to coordinate efforts to ensure that programs, policies, and procedures support competitive integrated employment. The departments must update the plan biennially. The departments must also report on the progress, outcomes, and achievements made in increasing participation in competitive integrated employment as a result of the plan described above. The departments must either publish or provide access to the report and required content on their Internet sites or through a single, state-maintained Internet site.

in accordance with

plan and reports

For further information see the *state and local* 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.** 47.05 of the statutes is created to read:

2 **47.05 Employment First initiative.** (1) In this section:

3 (a) "Agency" has the meaning given in s. 13.172 (1).

4 (b) "Competitive integrated employment" has the meaning given in 29 USC 705
5 (5).

6 (c) "Working age" means an age that is at least 16 and not more than 65 and
7 includes the age at which a child with a disability becomes eligible for transition
8 services under subch. V of ch. 115.

9 (2) All publicly funded programs that provide services and supports to working
10 age persons with disabilities, when enabling the participation of persons with
11 disabilities in activities outside their homes, shall prioritize the competitive
12 integrated employment of persons with disabilities.

13 (3) The department shall, with assistance from the department(s) of public
14 instruction and health services, lead a collaboration among all agencies that
15 administer programs that provide services and supports to working age persons with
16 disabilities to promote the competitive integrated employment of those persons.

17 (4) (a) The department of workforce development, the department of health
18 services, and the department of public instruction shall collaborate and jointly
19 develop a plan establishing specific performance improvement targets and
20 describing specific methods used to coordinate efforts to ensure that programs,

health services and the department of

1 policies, and procedures support ^{competitive} integrated employment as described under sub. (2).

2 The departments shall update the plan at least biennially.

3 (b) 1. The department of workforce development, the department of health
4 services, and the department of public instruction shall ^{each} report on the progress,
5 outcomes, and achievements the departments have made in increasing participation
6 in competitive integrated employment in accordance with the plan under par. (a),
7 which shall include ^{e. including} information collected over the most recent period for which data
8 are available.

9 2. The department of workforce development, the department of health
10 services, and the department of public instruction shall include all of the following
11 in the reports under subd. 1.:

12 a. A statement regarding the targets established in the plan under par. (a).

13 b. Steps taken by the departments, individually and collectively, to track the
14 targets established in the plan under par. (a).

15 c. The number of working age persons with disabilities who received publicly
16 funded services through one or more state agencies during the most recent period for
17 which data are available and the number of those persons identified who held
18 competitive integrated employment during that period.

19 d. The percentage change that the numbers under subd. 2. c. represents as
20 compared to the numbers from the previous period.

21 e. To the extent available through the departments' data systems, data on the
22 average number of hours worked and wages earned by persons with disabilities who
23 are employed in competitive integrated employment.

24 f. Information appropriate to each department related to progress in achieving
25 the targets established under par. (a).

e. described in subd. 2. c.

16

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of achievements

SECTION 1

1 g. Identified barriers to achieving the goals and objectives established under
2 this section.

3 (h) Strategies and policy changes for each department, acting individually and
4 collectively with the other departments, to overcome or mitigate the barriers
5 identified under subd. 2. g.

NOTE: I tried to rewrite this substantially for better clarity and consistency, please review it and let

6 (c) 1. The department of workforce development, the department of health
7 services, and the department of public instruction shall do one or more of the
8 following with respect to the content described in par. (b):

9 a. Prominently publish or otherwise provide access to the content on each
10 department's Internet site.

11 b. Publish the content through a single, state-maintained Internet site.

12 2. The department of workforce development, the department of health
13 services, and the department of public instruction shall, in conjunction with the
14 content under subd. 1., also prominently publish or otherwise provide access to the
15 plan developed under par. (a).

16 (5) The department of workforce development, the department of health
17 services, and the department of public instruction shall share information with other
18 agencies on their progress in supporting competitive integrated employment under
19 sub. (2). The department of workforce development, the department of health
20 services, and the department of public instruction shall share with other agencies
21 the number of working age persons with disabilities working in competitive
22 integrated employment through programs administered by that department.

NOTE: Let me know if this language seems sufficient, about publication

Handwritten annotations:
- "eand" above line 2
- "g those" above line 4
- "e reports" above line 8
- "e reports" above line 11
- "e reports" above line 14
- "e reports" above line 18
- "e reports" above line 21
- "me know if anything looks correct" with an arrow pointing to line 6
- "current" with an arrow pointing to line 14
- "employed" with an arrow pointing to line 21

Duchek, Michael

From: Longsine, Tyler
Sent: Monday, July 17, 2017 10:10 AM
To: Duchek, Michael
Subject: LRB 0753 - Requesting P/4

Mike,

Per our conversation, please see below. Please let me know if you have any questions.

Tyler Longsine
Research Assistant
Office of Representative James W. Edming
Wisconsin's 87th Assembly District
(608) 266-7506
Tyler.Longsine@legis.wisconsin.gov

From: Lisa Pugh [mailto:Pugh@TheArc.org]
Sent: Monday, July 17, 2017 10:03 AM
To: Longsine, Tyler <Tyler.Longsine@legis.wisconsin.gov>
Cc: Lisa Pugh <Pugh@TheArc.org>
Subject: RE: Employment First P/3 Draft

Dear Tyler -

I am really happy with the way this bill is turning out. Great thanks to the drafter for working so hard to get it right.

A few suggestions:

- Page 2 - line 10: Change the word “enabling” to “supporting”
 - age persons with disabilities, when ~~enabling~~ **supporting** the participation of persons with
- A more significant change I would suggest is related to the concerns Rep. Edming has been hearing (and may continue to hear) from sheltered workshops. I think it may be best to address their points upfront before a draft is released. Therefore, even though this addition is unnecessary to the purposes of our bill, I suggest we reference text directly from the Department of Health Services Employment First principles that addresses the concept of “choice” for allowable services. This is text that the workshop lobby group (Rehabilitation for Wisconsin) helped to write and incorporate in the DHS principles located here (see 2nd paragraph):
<https://www.dhs.wisconsin.gov/publications/p01786.pdf>

I believe adding this text will be important to Rep. Edming, his constituents, and other legislators who recently signed on to the employment resolution. It will help us get the bill passed with critical support.

Please suggest that the drafter find a way to add this at the end of the bill:

- *“Nothing in this bill should be construed to limit access to or choice for allowable services in DHS Long-Term care programs (cite Family Care, Family Care Partnership, self-directed services option/IRIS), including the provision of prevocational services compliant with the HCBS settings rule 42 CFR Part 430, 431 et al.*



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From: Longsine, Tyler [<mailto:Tyler.Longsine@legis.wisconsin.gov>]
Sent: Thursday, July 13, 2017 5:16 PM
To: Lisa Pugh <Pugh@TheArc.org>
Subject: Employment First P/3 Draft

Lisa,

Attached is the new draft of the employment first bill. Let me know your thoughts and then I can get off to Jon at DHS. Also think it would be good to share with DWD and DPI one more time too. What do you think?

Tyler Longsine
Research Assistant
Office of Representative James W. Edming
Wisconsin's 87th Assembly District
(608) 266-7506
Tyler.Longsine@legis.wisconsin.gov



State of Wisconsin
2017 - 2018 LEGISLATURE

LRB-0753/P8
MED&TJD:amn

In: 7/18

Due Wed
7/19

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

- 1 AN ACT *to create* 47.05 of the statutes; **relating to:** competitive integrated
2 employment of persons with a disability and granting rule-making authority.

Analysis by the Legislative Reference Bureau

This bill establishes a number of requirements for certain state agencies to promote competitive integrated employment, as defined under federal law. The requirements in the bill include all of the following:

1. A requirement that publicly funded programs that provide services and supports to working age persons with disabilities, when enabling the participation of persons with disabilities in activities outside their homes, prioritize competitive integrated employment.

2. A requirement that the Department of Workforce Development, with assistance from the departments of Public Instruction and Health Services, lead a collaboration among all state agencies that administer programs that provide services and supports to working age persons with disabilities.

3. A requirement that the three departments described above jointly develop a plan establishing specific performance improvement targets and describing specific methods used to coordinate efforts to ensure that programs, policies, and procedures support competitive integrated employment. The departments must update the plan biennially. The departments must also report on the progress, outcomes, and achievements made in increasing participation in competitive integrated employment in accordance with the plan described above. The departments must either publish or provide access to the plan and reports on their Internet sites or through a single, state-maintained Internet site.

For further information see the *state and local* 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.** 47.05 of the statutes is created to read:

2 **47.05 Employment First initiative.** (1) In this section:

3 (a) "Agency" has the meaning given in s. 13.172 (1).

4 (b) "Competitive integrated employment" has the meaning given in 29 USC 705
5 (5).

6 (c) "Working age" means an age that is at least 16 and not more than 65 and
7 includes the age at which a child with a disability becomes eligible for transition
8 services under subch. V of ch. 115.

9 (2) All publicly funded programs that provide services and supports to working
10 age persons with disabilities, when enabling the participation of persons with
11 disabilities in activities outside their homes, shall prioritize the competitive
12 integrated employment of persons with disabilities.

13 (3) The department shall, with assistance from the department of health
14 services and the department of public instruction, lead a collaboration among all
15 agencies that administer programs that provide services and supports to working
16 age persons with disabilities to promote the competitive integrated employment of
17 those persons.

18 (4) (a) The department of workforce development, the department of health
19 services, and the department of public instruction shall collaborate and jointly
20 develop a plan establishing specific performance improvement targets and
21 describing specific methods used to coordinate efforts to ensure that programs,

1 policies, and procedures support competitive integrated employment as described
2 under sub. (2). The departments shall update the plan at least biennially.

3 (b) 1. The department of workforce development, the department of health
4 services, and the department of public instruction shall each report on the progress,
5 outcomes, and achievements that each department has made in increasing
6 participation in competitive integrated employment in accordance with the plan
7 under par. (a), including information collected over the most recent period for which
8 data are available.

9 2. The department of workforce development, the department of health
10 services, and the department of public instruction shall include all of the following
11 in the reports under subd. 1.:

12 a. A statement regarding the targets established in the plan under par. (a).

13 b. Steps taken by the departments, individually and collectively, to achieve the
14 targets established in the plan under par. (a).

15 c. The number of working age persons with disabilities who received publicly
16 funded services through each department during the most recent period for which
17 data are available and the number of those persons identified who are employed in
18 competitive integrated employment during that period.

19 d. The percentage change that the numbers under subd. 2. c. represent as
20 compared to the numbers from the previous period.

21 e. To the extent available through the departments' data systems, data on the
22 average number of hours worked and wages earned by persons described in subd. 2.
23 c. who are employed in competitive integrated employment.

24 f. Information appropriate to each department related to progress in achieving
25 the targets established under par. (a).

1 g. Identified barriers to achieving the goals and objectives established under
2 this section and strategies and policy changes for each department, acting
3 individually and collectively, to overcome or mitigate those barriers.

****NOTE: I tried to rewrite this substantially for better clarity and consistency.
Please review it and let me know if anything looks incorrect.

4 (c) 1. The department of workforce development, the department of health
5 services, and the department of public instruction shall do one or more of the
6 following with respect to the reports described in par. (b):

7 a. Prominently publish or otherwise provide access to the reports on each
8 department's Internet site.

9 b. Publish the reports through a single, state-maintained Internet site.

10 2. The department of workforce development, the department of health
11 services, and the department of public instruction shall, in conjunction with the
12 reports under subd. 1., also prominently publish or otherwise provide access to the
13 current plan developed under par. (a).

****NOTE: Let me know if this language about publication seems sufficient.

14 (5) The department of workforce development, the department of health
15 services, and the department of public instruction shall share information with other
16 agencies on their progress in supporting competitive integrated employment under
17 sub. (2). The department of workforce development, the department of health
18 services, and the department of public instruction shall share with other agencies
19 the number of working age persons with disabilities employed in competitive
20 integrated employment through programs administered by that department.

1 (6) The department of workforce development, the department of health
2 services, and the department of public instruction may each promulgate rules to
3 implement this section.

4

(END)

Insert 5-4
TD

2017-2018 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-0753/P4insTD
TJD:... *amw*

1 INSERT 5-4

2 (7) Nothing in this section shall be construed to limit access to or choice of
3 allowable services, including prevocational services provided in accordance with 42
4 CFR part 441, in the family care program under ss. 46.2805 to 46.2895, the Family
5 Care Partnership program, and the self-directed services option, as defined in s.
6 46.2899. ⁽¹⁾

7 END INSERT 5-4