2019 DRAFTING REQUEST

Assembly Amendment (AA-AB1038)

For:

Gordon Hintz (608) 266-2254

Drafter:

mgallagh

By:

Secondary Drafters:

Date:

4/13/2020

May Contact:

Same as LRB:

Submit via email:

YES

Requester's email:

Rep.Hintz@legis.wisconsin.gov

Carbon copy (CC) to:

michael.gallagher@legis.wisconsin.gov

Pre Topic:

No specific pre topic given

Topic:

Assistance for small businesses and other provisions.

Instructions:

See attached

FE Sent For:

Drafting History:

Vers.	<u>Drafted</u>	Reviewed	Submitted	Jacketed
/?	eshea 4/13/2020	aernsttr 4/13/2020		
/1	chanaman	wjackson	chanaman	mbarman
	4/13/2020	4/13/2020	4/13/2020	4/14/2020
/2	chanaman	csicilia	mbarman	mbarman
	4/14/2020	4/14/2020	4/14/2020	4/14/2020

Required

<END>

From:

Hanaman, Cathlene

Sent:

Monday, April 13, 2020 4:25 PM

To:

Gallagher, Michael; Shea, Elisabeth; Gary, Aaron; Lunder, Erika; Knepp, Fern

Subject:

FW: Rep. Hintz Amendment Drafting Requests - Need on 4/13

Attachments:

19-5972_2.pdf; 19-6046_1.pdf

Oops, I sent to MPG only. But #3 involves others.

Lis call Dave at 414 559-7094.

From: Groshek, Dave <Dave.Groshek@legis.wisconsin.gov>

Sent: Monday, April 13, 2020 4:16 PM

To: Champagne, Rick < Rick. Champagne@legis.wisconsin.gov>; Hanaman, Cathlene

<Cathlene.Hanaman@legis.wisconsin.gov>

Subject: Rep. Hintz Amendment Drafting Requests - Need on 4/13

Rick and Cathlene-

I don't see the actual bill in the system yet, but I need the following drafted as different simple amendments to the bill the Assembly will be taking up on 4/14:

- 1) LRB 5972/1 as a simple amendment (attached)
- 2) Change each instance in the bill referencing Executive Order 72 and change to "a public health emergency declared by the governor in response to COVID-19 Coronavirus and any extension granted by the legislature by joint resolution." This is a simple amendment.
 - * Call me with any questions on this one.
- 3) This simple amendment would add the following to the bill:
 - * LRB 6046/1 (attached)
 - * Provisions from Governor on Tourism:
 - Create and fund a Regional Destination Marketing Organization Grant Program. \$2 million GPR with up to a 25% Department of Tourism match.
 - Create and fund Co-Op Marketing Programs Grants. \$3 million GPR
 - * \$59 million GPR to UW System
 - Covers the amount not contained in federal legislation.
 - * DCF requested non-statuatory language on child care
 - Can you have the drafting attorney on this one call me? I can be more specific that way.
 - * LRB 6141 (Note: I may not need this included, but it's possible.)

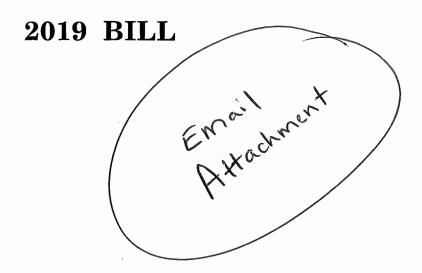
Dave Groshek

Legislative Director Office of Representative Gordon Hintz (o)608-266-2254 (tf)888-534-0054



State of Misconsin 2019 - 2020 LEGISLATURE

LRB-5972/2 MPG&JK:all



AN ACT to create 5.41, 6.58, 6.895 and 20.510 (1) (am) of the statutes; relating
to: suspending voter identification requirements; the deadline for electronic
voter registration; voting by mail with an absentee ballot; and making an
appropriation.

Analysis by the Legislative Reference Bureau

Voting by mail in 2020

This bill provides that all elections in 2020 will be conducted primarily by mail-in absentee ballot. The municipal clerk will send every registered voter an absentee ballot. In order to be counted, the absentee ballot must be postmarked no later than the day of the election and returned no later than 5 p.m. on the Tuesday following the election. No witness signature is required for any such ballot. Polling locations will be closed, except that voters who are unable to vote using a mail-in absentee ballot because they have a disability or have difficulty reading, writing, or understanding English may go to a polling location for assistance during limited hours. Those electors may also register to vote at the polling location.

Voter identification requirements

This bill provides that a voter is not required to provide proof of identification in order to vote at any election held in 2020.

Voter registration

Under current law, the deadline for completing an electronic voter registration is 11:59 p.m. on the third Wednesday preceding the election. If an individual

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registers in person, the deadline is 5 p.m on the third Wednesday preceding the election, although an individual who misses this deadline may register at the polling place on election day or at the clerk's office no later than the close of business on the Friday before the election. Finally, if an individual registers by mail, the registration must be received or postmarked no later than the third Wednesday preceding the election.

Under this bill, for all elections held in 2020, the deadline for completing a registration is the fifth day preceding the election, which is the same as the deadline for the clerk to receive a request for an absentee ballot by mail. The bill also provides an appropriation for the postage and printing costs incurred to conduct an election by mail, additional funding of \$1,000,000 in the current fiscal year to cover the costs associated with updating the voter registration system as a result of extending registration, and additional funding of \$3,000,000 in the next fiscal year for a public information campaign to promote the vote-by-mail system under the bill.

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:

Section 1. 5.41 of the statutes is created to read:

5.41 Voter identification requirements for 2020. Notwithstanding ss. 6.15 (2) (bm) and (3), 6.18, 6.79 (2) (a) and (d), (3) (b), and (8), 6.82 (1) (a), 6.86 (1) (ar) and (3) (a) 1. and (c), 6.869, 6.87 (1) and (2), 6.875 (6) (c) 1., 6.97, and 10.02 (3) (a), an elector is not required to provide proof of identification in order to vote at any election held in 2020.

Section 2. 6.58 of the statutes is created to read:

6.58 Registration in 2020. For elections in 2020, registration in person for an election closes at 5 p.m. on the 5th day preceding the election, registrations made by mail under s. 6.30 (4) must be delivered to the office of the municipal clerk no later than the 5th day preceding the election, and electronic registration under s. 6.30 (5) for an election closes at 5 p.m. on the 5th day preceding the election. All parts of an electronic registration may be completed electronically.

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Section 3. 6.895 of the statutes is created to read:

6.895 Voting by absentee ballot in 2020. (1) Notwithstanding any provision to the contrary, every election held in 2020 shall be conducted by mail using absentee ballots. The clerk shall send or transmit an official absentee ballot to each registered elector of the municipality no later than the deadline provided under s. 7.15 (1) (cm) and within one business day for each new registrant under s. 6.58. In order to be counted, an absentee ballot mailed under this section shall be postmarked no later than the day of the election and returned no later than 5 p.m. on the Tuesday following the election. A witness signature is not required for any absentee ballot used for an election in 2020.

- (2) Notwithstanding ss. 5.25 and 6.78 (1m), no polling location shall be open for in-person voting for elections held in 2020 except as provided in this subsection. Each municipality shall provide no less than 8 hours of in-person voting on each election day in 2020, during the times determined by the elections commission, for the purpose of allowing qualified electors who, by reason of disability or difficulty reading, writing, or understanding English, are unable to cast an absentee ballot by mail. Election inspectors shall allow disabled electors to cast in-person ballots using assistive technology and provide assistance to those voters who cannot read or write or have difficulty reading, writing, or understanding English. Inspectors shall also allow such electors to register during that time. The municipal clerk or board of election commissioners shall post notice of the hours and locations for voting as provided under this paragraph at least 48 hours before the first time that such voting is available.
- (3) The elections commission shall issue guidelines for municipal clerks, boards of election commissioners, and other election officials to adhere to in order to

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implement the scheduling, process, and procedures set forth in subs. (1) and (2). Notwithstanding ss. 227.01 (3m) and (13), 227.10, and 227.112, guidelines issued under this paragraph need not be promulgated as rules under ch. 227, are not guidance documents, and are not subject to the requirements of s. 227.112.

SECTION 4. 20.510 (1) (am) of the statutes is created to read:

20.510 (1) (am) Voting by absentee ballot during an emergency. A sum sufficient for additional postage and printing costs incurred to conduct an election by mail under s. 6.895.

Section 5. Fiscal changes.

(1) Extending electronic registration and public information campaign. In the schedule under s. 20.005 (3) for the appropriation to the elections commission under s. 20.510 (1) (a), the dollar amount for fiscal year 2019–20 is increased by \$1,000,000 to cover the costs associated with updating the voter registration system as a result of extending registration and the dollar amount for fiscal year 2020–21 is increased by \$3,000,000 for a public information campaign to promote the vote-by-mail system in 2020.

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(END)



State of Misconsin 2019 - 2020 LEGISLATURE

LRB-6046/1 MPG:amn

2019 BILL



AN ACT relating to: assistance for small businesses affected by the COVID-19

public health emergency and making an appropriation.

Analysis by the Legislative Reference Bureau

This bill increases an appropriation to the Wisconsin Economic Development Corporation by \$30,000,000 in fiscal year 2019–20 to provide assistance to small businesses affected by the COVID-19 public health emergency.

Under the bill, a business with 50 or fewer employees may receive up to \$10,000 in grants and a business with 100 or fewer employees may receive up to \$200,000 in low-interest loans, if the business also satisfies all of the following:

- 1. The business ceased operations as a result of the COVID-19 public health emergency.
- 2. The business demonstrates a need for cash flow to pay its payroll, rent, utilities, or other expenses.
- 3. The business demonstrates a loss of income as a result of the COVID-19 public health emergency.

Of the \$30,000,000 appropriated for assistance to small businesses under the bill, \$15,000,000 must be allocated for the grants and \$15,000,000 for the loans.

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:

23

24

paragraph.

1	Section 1. Nonstatutory provisions.
2	(1) Emergency assistance to small businesses.
3	(a) Definitions. In this subsection:
4	1. "Corporation" means the Wisconsin Economic Development Corporation.
5	2. "COVID-19 public health emergency" means the public health emergency
6	declared on March 12, 2020, by executive order 72, including any extension under
7	s. 323.10.
8	(b) Grants to regional economic development organizations.
9	1. From the appropriation under s. 20.192 (1) (a), the corporation shall award
10	up to a total of \$15,000,000 in grants to regional economic development organizations
11	under this paragraph.
12	2. Each regional economic development organization receiving a grant under
13	subd. 1. shall use all grant moneys to award grants to small businesses in this state
14	that satisfy all of the following:
15	a. The business ceased operations as a result of the COVID-19 public health
16	emergency.
17	b. The business regularly employs 50 or fewer employees.
18	c. The business demonstrates a need for cash flow to pay its payroll, rent,
19	utilities, or other expenses.
20	d. The business demonstrates a loss of income as a result of the COVID-19
21	public health emergency.
22	3. No business may receive more than a total of \$10,000 in grants under this

(c) Low-interest loans to small businesses.

under s. 20.192 (1) (r).

1	1. From the appropriation under s. $20.192(1)$ (a), the corporation shall award
2	up to a total of \$15,000,000 in low-interest loans to small businesses in this state that
3	satisfy all of the following:
4	a. The business ceased operations as a result of the COVID-19 public health
5	emergency.
6	b. The business regularly employs 100 or fewer employees.
7	c. The business demonstrates a need for cash flow to pay its payroll, rent,
8	utilities, or other expenses.
9	d. The business demonstrates a loss of income as a result of the COVID-19
10	public health emergency.
11	2. No business may receive more than a total of \$200,000 in loans under this
12	paragraph.
13	(d) Appropriation increase. Notwithstanding s. 20.192 (1) (a), each dollar
14	amount shown in that appropriation is increased by \$30,000,000 in fiscal year
15	2019-20 to provide assistance to small businesses under this subsection, and the
16	corporation may expend that amount from that appropriation for purposes of this
17	subsection notwithstanding the unencumbered balance in the appropriation account

(END)

From:

Groshek, Dave

Sent:

Monday, April 13, 2020 6:31 PM

To:

Shea, Elisabeth

Subject:

RE: DCF nonstats

I just want to stick with language that was provided from DCF.

From: Shea, Elisabeth < Elisabeth. Shea@legis.wisconsin.gov>

Sent: Monday, April 13, 2020 5:58 PM

To: Groshek, Dave <Dave.Groshek@legis.wisconsin.gov>

Subject: RE: DCF nonstats

Quick clarification – do you not want to include the Wisconsin Shares eligibility expansion? Technically it is related to child care, but it isn't a grant program.

From: Groshek, Dave < Dave.Groshek@legis.wisconsin.gov >

Sent: Monday, April 13, 2020 5:43 PM

To: Shea, Elisabeth < Elisabeth. Shea@legis.wisconsin.gov >

Subject: Re: DCF nonstats

Yeah, this is CAReS funds.

Changing to may vs. shall is fine.

Thanks Lis.

Sent from my iPhone

On Apr 13, 2020, at 5:24 PM, Shea, Elisabeth < <u>Elisabeth.Shea@legis.wisconsin.gov</u>> wrote:

These will be paid for by the federal CARES funds, correct? I think these should be changed to "may make grants" instead of "shall make grants." Under the bill draft JCF will need to approve how the CARES money is spent.

Lis

Elisabeth H. Shea

Senior Legislative Attorney Wisconsin Legislative Reference Bureau P.O. Box 2037 Madison, WI 53701-2037 (608) 504-5885 elisabeth.shea@legis.wisconsin.gov

The information contained in this communication may be confidential and protected by the attorney-client privilege.

From: Groshek, Dave < Dave.Groshek@legis.wisconsin.gov >

Sent: Monday, April 13, 2020 5:19 PM

To: Shea, Elisabeth < Elisabeth. Shea@legis.wisconsin.gov >

Subject: RE: DCF nonstats

Here is the language I had from DCF. Let me know if you have questions. Sorry for the weird indentions in this. Thanks so much.

Dave

Non-statutory Language

- (1) WISCONSIN WORKS AND CHILD CARE.
- (a) Definitions. In this subsection:
- 1. "Pandemic" means the pandemic resulting from the novel strain of coronavirus.
- 2. "Poverty line" has the meaning given in s. 49.001 (5).
- 3. "Public health emergency" means the public health emergency declared on by the governor in response to COVID-19 Coronavirus, including any extension under s. 323.10.
- 2. Child Care
- a. Critical workforce child care grant program.
 - 1. In this paragraph:
- a. "Critical workforce member" means an employee, contractor, or other staff person working in a vital sector, including health care; child welfare; long-term care; residential care; pharmacy; child care; government operations; critical infrastructure, such as sanitation, transportation, utilities, telecommunications, grocery, and food services; supply chain operations; and other sectors as determined by the department of children and families.
 - b. "First responder" means an employee of or volunteer for an agency that provides fire fighting, law enforcement, medical, or other emergency services.
 - 2. The department of children and families shall make grants available to entities that employ, contract with, or have as volunteers critical workforce members to help pay for or reimburse critical child care costs. Eligible child care costs are those child care costs that are due to the pandemic and that are incurred during the public health emergency. Critical child care costs include the cost to establish a temporary facility to provide care and supervision for children of critical workforce members or the cost to pay for a slot in an existing facility that provides care and supervision of children. The department shall prioritize grants that assist health care workers and first responders and may award grants that assist other critical workforce members at its discretion.

- 3. The department of children and families shall make grants available to child care providers certified under s. 48.651 and child care centers licensed under s. 48.65, provisionally licensed under s. 48.69, established or contracted for under s. 120.13(14), or individual educators to pay for providing care and supervision for children of critical workforce members during the public health emergency. The department shall prioritize grants that assist health care workers and first responders and may award grants that assist other critical workforce members at its discretion.
- b. Grant program for child care hazard pay. The department of children and families shall make monthly grants available to child care providers certified under s. 48.651 and child care centers licensed under s. 48.65, provisionally licensed under s. 48.69, established or contracted for under s. 120.13 (14), or individual educators to pay for providing hazard pay to employees who work during the public health emergency. Whether or not a child care center, child care provider, or individual educator provides child care services to individuals who are eligible for subsidies under s. 49.155 does not impact eligibility for grants under this paragraph.
 - (c) Grant program for closure of child care centers or providers. The department of children and families shall make monthly grants available to child care providers certified under s. 48.651 and child care centers licensed under s. 48.65, provisionally licensed under s. 48.69, or established or contracted for under s. 120.13 (14) that cease operating because of the pandemic during the public health emergency. Grants under this paragraph may be made only to cover costs of lost revenue from child care services that would otherwise have been provided to individuals who are not eligible for child care subsidies under s. 49.155 and only if those individuals are not charged for child care services while the child care provider or child care center is closed during the public health emergency.
 - (e) Program criteria and guidelines. The department of children and families may establish eligibility criteria and guidelines for administering the programs under pars. (a) to (c), which, notwithstanding ss. 227.01 (3m) and (13), 227.10, and 227.112, need not be promulgated as rules under ch. 227, are not guidance documents, and are not subject to the requirements of s. 227.112.
 - (f) Expanded Wisconsin Shares program.
- Notwithstanding programmatic and eligibility requirements under s. 49.155 and rules
 promulgated under that section, to the extent authorized under a plan amendment, waiver, or
 other federal approval under subd. 2., an individual who needs child care services due to the
 pandemic may receive a subsidy under s. 49.155 for child care services received during the
 public health emergency.
 - 2. No later than 60 days after the effective date of this subdivision, the department of children and families shall submit to the federal department of health and human services any request for a state plan amendment, waiver, or other federal approval necessary to expand eligibility, as determined by the department of children and families, for the child care subsidy program under s. 49.155 to individuals who need child care services due to the pandemic. If the federal department approves the request or if no federal approval is necessary, the department of children and families shall expand eligibility for the child care subsidy program under s. 49.155

as provided under subd. 1. If the federal department disapproves the request, the department of children and families may not expand eligibility for the child care subsidy program under s. 49.155 as provided under subd. 1.

From: Shea, Elisabeth < Elisabeth. Shea@legis.wisconsin.gov >

Sent: Monday, April 13, 2020 5:15 PM

To: Groshek, Dave <Dave.Groshek@legis.wisconsin.gov>

Subject: DCF nonstats

Hi Dave,

Just wanted to make sure you had my email address for the DCF nonstat language you mentioned.

Lis

Elisabeth H. Shea

Senior Legislative Attorney
Wisconsin Legislative Reference Bureau
P.O. Box 2037
Madison, WI 53701-2037
(608) 504-5885
elisabeth.shea@legis.wisconsin.gov

INSERT 1-2-TD

- 1. Page 56, line 15: delete "testing".
- **2.** Page 58, line 21: delete lines 21 to 25 and substitute:
- "(b) Every disability insurance policy, and every self-insured health plan of the state or of a county, city, town, village, or school district, that generally covers testing and treatment for infectious diseases shall provide coverage of testing and treatment for COVID-19, including any prescription drugs, and administration of any vaccination developed to prevent COVID-19 without imposing any copayment or coinsurance on the individual covered under the policy or plan.".

END INSERT 1-2-TD

INSERT 2-8 (immediately after Insert 2-8 in a1431/1ES (take out the end quotes))

- (f) Expanded Wisconsin Shares program. 1. Notwithstanding programmatic and eligibility requirements under s. 49.155 and rules promulgated under that section, to the extent authorized under a plan amendment, waiver, or other federal approval under subd. 2., the department of children and families may expand eligibility so that an individual who needs child care services due to the pandemic may receive a subsidy under s. 49.155 for child care services received during the public health emergency.
- 2. No later than 60 days after the effective date of this subdivision, the department shall submit to the federal department of health and human services any request for a state plan amendment, waiver, or other federal approval necessary to expand eligibility, as determined by the department, for the child care subsidy program under s. 49.155 to individuals who need child care services due to the pandemic. If the federal department approves the request or if no federal approval is necessary, the department may expand eligibility for the child care subsidy program under s. 49.155 as provided under subd. 1. If the federal department disapproves the request, the department may not expand eligibility for the child care subsidy program under s. 49.155 as provided under subd. 1.".

INSERT 2-8 ES (insert after page 2 line 8)

- **1.** Page 82, line 21: after that line insert:
- "(17m) CHILD CARE GRANT PROGRAMS AND WISCONSIN SHARES.
- (a) Definitions. In this subsection:
- 1. "Pandemic" means the pandemic resulting from the novel strain of coronavirus.
- 2. "Public health emergency" means the public health emergency declared on March 12, 2020, by executive order 72, including any extension under s. 323.10.
 - (b) Critical workforce child care grant program.
 - 1. In this paragraph:
- a. "Critical workforce member" means an employee, contractor, or other staff person working in a vital sector, including health care; child welfare; long-term care; residential care; pharmacy; child care; government operations; critical infrastructure, such as sanitation, transportation, utilities, telecommunications, grocery, and food services; supply chain operations; and other sectors as determined by the department of children and families.
- b. "First responder" means an employee of or volunteer for an agency that provides fire fighting, law enforcement, medical, or other emergency services.
- 2. The department of children and families may make grants available to entities that employ, contract with, or have as volunteers critical workforce members to help pay for or reimburse critical child care costs. Eligible child care costs are those child care costs that are due to the pandemic and that are incurred during the public health emergency. Critical child care costs include the cost to establish a temporary

facility to provide care and supervision for children of critical workforce members or the cost to pay for a slot in an existing facility that provides care and supervision of children. The department shall prioritize grants that assist health care workers and first responders and may award grants that assist other critical workforce members at its discretion.

- 3. The department of children and families may make grants available to child care providers certified under s. 48.651, child care centers licensed under s. 48.65, provisionally licensed under s. 48.69, or established or contracted for under s. 120.13 (14), and individual educators to pay for providing care and supervision for children of critical workforce members during the public health emergency. The department shall prioritize grants that assist health care workers and first responders and may award grants that assist other critical workforce members at its discretion.
- (c) Grant program for child care hazard pay. The department of children and families may make monthly grants available to child care providers certified under s. 48.651, child care centers licensed under s. 48.65, provisionally licensed under s. 48.69, or established or contracted for under s. 120.13 (14), and individual educators to pay for providing hazard pay to employees who work during the public health emergency. Whether or not a child care center, child care provider, or individual educator provides child care services to individuals who are eligible for subsidies under s. 49.155 does not impact eligibility for grants under this paragraph.
- (d) Grant program for closure of child care centers or providers. The department of children and families may make monthly grants available to child care providers certified under s. 48.651 and child care centers licensed under s. 48.65, provisionally licensed under s. 48.69, or established or contracted for under s. 120.13 (14) that cease operating because of the pandemic during the public health

emergency. Grants under this paragraph may be made only to cover costs of lost revenue from child care services that would otherwise have been provided to individuals who are not eligible for child care subsidies under s. 49.155 and only if those individuals are not charged for child care services while the child care provider or child care center is closed during the public health emergency.

(e) *Program criteria and guidelines*. The department of children and families may establish eligibility criteria and guidelines for administering the programs under pars. (b) to (d), which, notwithstanding ss. 227.01 (3m) and (13), 227.10, and 227.112, need not be promulgated as rules under ch. 227, are not guidance documents, and are not subject to the requirements of s. 227.112.".

INSERT ARG - A:

1. Page 2, line 8: after "pandemic" insert "and making an appropriation".

INSERT ARG - B:

2. Page 86, line 23: after that line insert:

"Section 105m. Fiscal changes.

(1) UW System; General program operations. In the schedule under s. 20.005 (3) for the appropriation to the Board of Regents of the University of Wisconsin System under s. 20.285 (1) (a), the dollar amount for fiscal year 2019–20 is increased by \$59,000,000 to increase funding for the purpose for which the appropriation is made.".

- **1.** Page 86, line 4: after that line insert:
- (24m) Foundations of Reading test requirements; public health emergency waiver.
 - (a) In this subsection:
- 1. "Emergency period" means the period beginning on the date the governor declared the public health emergency and ending 60 days after the public health emergency terminates.
- 2. "Public health emergency" means the public health emergency declared on March 12, 2020, by executive order 72.
- (b) The requirement under s. 118.19 (14) (a) does not apply to an application for an initial teaching license that is received by the department of public instruction during the emergency period.".

From:

Hanaman, Cathlene

Sent:

Monday, April 13, 2020 5:15 PM

To:

Jackson, Wendy; Barman, Mike

Subject:

When you submit/jacket these amendments

Please email jacket to the Hintz office (like you do for attorneys on the floor). Dave will forward it to Kay. She has said okay to that.



From:

Microsoft Outlook

To:

Rep.Hintz

Sent:

Monday, April 13, 2020 7:28 PM

Subject:

Delivered: [ELECTRONIC JACKET] LRB 19a1431 Topic: Assistance for small

businesses and other provisions.

Your message has been delivered to the following recipients:

Rep.Hintz (Rep.Hintz@legis.wisconsin.gov) <mailto:Rep.Hintz@legis.wisconsin.gov>

Subject: [ELECTRONIC JACKET] LRB 19a1431 Topic: Assistance for small businesses and other provisions.



From:

Hanaman, Cathlene

Sent:

Monday, April 13, 2020 7:50 PM

To:

Barman, Mike

Subject:

Please (electronically) rejacket a1431 for the Hintz office as soon as possible

There was an error and I fixed it.

From:

Microsoft Outlook

To:

Rep.Hintz

Sent:

Tuesday, April 14, 2020 7:16 AM

Subject:

Delivered: [ELECTRONIC JACKET] Updated version ... LRB 19a1431 Topic:

Assistance for small businesses and other provisions.

Your message has been delivered to the following recipients:

Rep.Hintz (Rep.Hintz@legis.wisconsin.gov) <mailto:Rep.Hintz@legis.wisconsin.gov>

Subject: [ELECTRONIC JACKET] Updated version ... LRB 19a1431 Topic: Assistance for small businesses and other provisions.





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State of Misconsin 2019 - 2020 LEGISLATURE

LRBa1431/1 ALL:ahe

ASSEMBLY AMENDMENT, TO ASSEMBLY BILL 1038

At the locations indicated, amend the bill as follows:

- 1. Page 2, line 8: after "pandemic" insert "and making an appropriation".
- **2.** Page 20, line 5: after that line insert:
- "Section 2m. 20.380 (1) (b) of the statutes is amended to read:

20.380 (1) (b) Tourism marketing; general purpose revenue. Biennially, the amounts in the schedule for tourism marketing service expenses and the execution of the functions under ss. 41.11 (4) and (6) and 41.17. In each fiscal year, the department shall expend for tourism marketing service expenses and the execution of the functions under ss. 41.11 (4) and (6) and 41.17 an amount that bears the same proportion to the amount in the schedule for the fiscal year as the amount expended under par. (kg) in that fiscal year bears to the amount in the schedule for par. (kg) for that fiscal year. Of the amounts under this paragraph, not more than 50 percent

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- shall be used to match funds allocated under s. 41.17 by private or public organizations for the joint effort marketing of tourism with the state.".
 - **3.** Page 23, line 21: after that line insert:
- 4 "Section 14m. 41.11 (6) of the statutes is created to read:
 - 41.11 (6) REGIONAL DESTINATION MARKETING ORGANIZATION GRANT PROGRAM. The department shall administer a program to award grants from the appropriation under s. 20.380 (1) (b) to a regional destination marketing organization. The amount awarded under this subsection may not exceed \$2,000,000."
 - 4. Page 56, line 15: delete "testing".
 - **5.** Page 58, line 21: delete lines 21 to 25 and substitute:
 - "(b) Every disability insurance policy, and every self-insured health plan of the state or of a county, city, town, village, or school district, that generally covers testing and treatment for infectious diseases shall provide coverage of testing and treatment for COVID-19, including any prescription drugs, and administration of any vaccination developed to prevent COVID-19 without imposing any copayment or coinsurance on the individual covered under the policy or plan.".
 - **6.** Page 82, line 21: after that line insert:
- 18 "(17m) CHILD CARE GRANT PROGRAMS AND WISCONSIN SHARES.
 - (a) *Definitions*. In this subsection:
 - 1. "Pandemic" means the pandemic resulting from the novel strain of coronavirus.
- 22 2. "Public health emergency" means the public health emergency declared on March 12, 2020, by executive order 72, including any extension under s. 323.10.
 - (b) Critical workforce child care grant program.

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- 1. In this paragraph:
- a. "Critical workforce member" means an employee, contractor, or other staff person working in a vital sector, including health care; child welfare; long-term care; residential care; pharmacy; child care; government operations; critical infrastructure, such as sanitation, transportation, utilities, telecommunications, grocery, and food services; supply chain operations; and other sectors as determined by the department of children and families.
- b. "First responder" means an employee of or volunteer for an agency that provides fire fighting, law enforcement, medical, or other emergency services.
- 2. The department of children and families may make grants available to entities that employ, contract with, or have as volunteers critical workforce members to help pay for or reimburse critical child care costs. Eligible child care costs are those child care costs that are due to the pandemic and that are incurred during the public health emergency. Critical child care costs include the cost to establish a temporary facility to provide care and supervision for children of critical workforce members or the cost to pay for a slot in an existing facility that provides care and supervision of children. The department shall prioritize grants that assist health care workers and first responders and may award grants that assist other critical workforce members at its discretion.
- 3. The department of children and families may make grants available to child care providers certified under s. 48.651, child care centers licensed under s. 48.65, provisionally licensed under s. 48.69, or established or contracted for under s. 120.13 (14), and individual educators to pay for providing care and supervision for children of critical workforce members during the public health emergency. The department

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shall prioritize grants that assist health care workers and first responders and may award grants that assist other critical workforce members at its discretion.

- (c) Grant program for child care hazard pay. The department of children and families may make monthly grants available to child care providers certified under s. 48.651, child care centers licensed under s. 48.65, provisionally licensed under s. 48.69, or established or contracted for under s. 120.13 (14), and individual educators to pay for providing hazard pay to employees who work during the public health emergency. Whether or not a child care center, child care provider, or individual educator provides child care services to individuals who are eligible for subsidies under s. 49.155 does not impact eligibility for grants under this paragraph.
- (d) Grant program for closure of child care centers or providers. The department of children and families may make monthly grants available to child care providers certified under s. 48.651 and child care centers licensed under s. 48.65, provisionally licensed under s. 48.69, or established or contracted for under s. 120.13 (14) that cease operating because of the pandemic during the public health emergency. Grants under this paragraph may be made only to cover costs of lost revenue from child care services that would otherwise have been provided to individuals who are not eligible for child care subsidies under s. 49.155 and only if those individuals are not charged for child care services while the child care provider or child care center is closed during the public health emergency.
- (e) Program criteria and guidelines. The department of children and families may establish eligibility criteria and guidelines for administering the programs under pars. (b) to (d), which, notwithstanding ss. 227.01 (3m) and (13), 227.10, and 227.112, need not be promulgated as rules under ch. 227, are not guidance documents, and are not subject to the requirements of s. 227.112.

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- (f) Expanded Wisconsin Shares program.
- 1. Notwithstanding programmatic and eligibility requirements under s. 49.155 and rules promulgated under that section, to the extent authorized under a plan amendment, waiver, or other federal approval under subd. 2., the department of children and families may expand eligibility so that an individual who needs child care services due to the pandemic may receive a subsidy under s. 49.155 for child care services received during the public health emergency.
- 2. No later than 60 days after the effective date of this subdivision, the department shall submit to the federal department of health and human services any request for a state plan amendment, waiver, or other federal approval necessary to expand eligibility, as determined by the department, for the child care subsidy program under s. 49.155 to individuals who need child care services due to the pandemic. If the federal department approves the request or if no federal approval is necessary, the department may expand eligibility for the child care subsidy program under s. 49.155 as provided under subd. 1. If the federal department disapproves the request, the department may not expand eligibility for the child care subsidy program under s. 49.155 as provided under subd. 1.".
 - **7.** Page 86, line 4: after that line insert:
- (24m) Foundations of Reading test requirements; public health emergency waiver.
 - (a) In this subsection:
- 1. "Emergency period" means the period beginning on the date the governor declared the public health emergency and ending 60 days after the public health emergency terminates.

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- 2. "Public health emergency" means the public health emergency declared on March 12, 2020, by executive order 72.
 - (b) The requirement under s. 118.19 (14) (a) does not apply to an application for an initial teaching license that is received by the department of public instruction during the emergency period.".
 - 8. Page 86, line 23: after that line insert:
 - "(28m) Emergency assistance to small businesses.
 - (a) Definitions. In this subsection:
 - 1. "Corporation" means the Wisconsin Economic Development Corporation.
- 2. "COVID-19 public health emergency" means the public health emergency declared on March 12, 2020, by executive order 72, including any extension under s. 323.10.
 - (b) Grants to regional economic development organizations.
 - 1. From the appropriation under s. 20.192 (1) (a), the corporation shall award grants to regional economic development organizations under this paragraph.
 - 2. Each regional economic development organization receiving a grant under subd. 1. shall use all grant moneys to award grants to small businesses in this state that satisfy all of the following:
 - a. The business ceased operations as a result of the COVID-19 public health emergency.
 - b. The business regularly employs 50 or fewer employees.
- c. The business demonstrates a need for cash flow to pay its payroll, rent, utilities, or other expenses.

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1	d. The business demonstrates a loss of income as a result of the COVID-1
2	public health emergency.

- 3. No business may receive more than a total of \$10,000 in grants under this paragraph.
 - (c) Low-interest loans to small businesses.
- 1. From the appropriation under s. 20.192 (1) (a), the corporation shall award low-interest loans to small businesses in this state that satisfy all of the following:
 - a. The business ceased operations as a result of the COVID-19 public health emergency.
 - b. The business regularly employs 100 or fewer employees.
- 11 c. The business demonstrates a need for cash flow to pay its payroll, rent, 12 utilities, or other expenses.
 - d. The business demonstrates a loss of income as a result of the COVID-19 public health emergency.
 - 2. No business may receive more than a total of \$200,000 in loans under this paragraph.
 - 3. Notwithstanding s. 238.124 (1), each loan under this paragraph shall be forgivable beginning 2 years after loan origination if the borrower satisfies employee retention requirements established by the corporation.
 - (d) Appropriation increase. Notwithstanding s. 20.192 (1) (a), each dollar amount shown in that appropriation is increased by \$30,000,000 in fiscal year 2019–20 to provide assistance to small businesses under this subsection, and the corporation may expend \$30,000,000 from that appropriation for purposes of this subsection notwithstanding the unencumbered balance in the appropriation account under s. 20.192 (1) (r)."

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9. Page 86, line 23: after that line insert:

"Section 105m. Fiscal changes.

- (1) Tourism marketing. In the schedule under s. 20.005 (3) for the appropriation to the department of tourism under s. 20.380 (1) (b), the dollar amount for fiscal year 2020–21 is increased by \$5,000,000 to be used for the regional destination marketing organization grant program under s. 41.11 (6) and the joint effort marketing program under s. 41.17.
- (2) UW System; General program operations. In the schedule under s. 20.005 (3) for the appropriation to the Board of Regents of the University of Wisconsin System under s. 20.285 (1) (a), the dollar amount for fiscal year 2019–20 is increased by \$59,000,000 to increase funding for the purpose for which the appropriation is made.".

13 (END)



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State of Misconsin 2019 - 2020 LEGISLATURE

LRBa1431/2 ALL:ahe

ASSEMBLY AMENDMENT 2, TO ASSEMBLY BILL 1038

April 14, 2020 - Offered by Representatives Hintz, Hesselbein, Spreitzer, Doyle, Shankland, Brostoff, Emerson, Hebl, Stubbs, Cabrera, Zamarripa, Milroy, Anderson, Neubauer, Crowley, Riemer, Ohnstad, Goyke, Subeck, Pope, Kolste, Sargent, Considine, B. Meyers, Stuck, Fields, Vining, Billings, L. Myers and Sinicki.

At the locations indicated, amend the bill as follows:

- 1. Page 2, line 8: after "pandemic" insert "and making an appropriation".
- **2.** Page 20, line 5: after that line insert:
- "Section 2m. 20.380 (1) (b) of the statutes is amended to read:

20.380 (1) (b) Tourism marketing; general purpose revenue. Biennially, the amounts in the schedule for tourism marketing service expenses and the execution of the functions under ss. 41.11 (4) and (6) and 41.17. In each fiscal year, the department shall expend for tourism marketing service expenses and the execution of the functions under ss. 41.11 (4) and (6) and 41.17 an amount that bears the same proportion to the amount in the schedule for the fiscal year as the amount expended under par. (kg) in that fiscal year bears to the amount in the schedule for par. (kg) for that fiscal year. Of the amounts under this paragraph, not more than 50 percent

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- shall be used to match funds allocated under s. 41.17 by private or public organizations for the joint effort marketing of tourism with the state.".
 - **3.** Page 23, line 21: after that line insert:
- 4 "Section 14m. 41.11 (6) of the statutes is created to read:
 - 41.11 (6) REGIONAL DESTINATION MARKETING ORGANIZATION GRANT PROGRAM. The department shall administer a program to award grants from the appropriation under s. 20.380 (1) (b) to a regional destination marketing organization. The amount awarded under this subsection may not exceed \$2,000,000."
 - 4. Page 56, line 15: delete "testing".
 - **5.** Page 58, line 21: delete lines 21 to 25 and substitute:
 - "(b) Every disability insurance policy, and every self-insured health plan of the state or of a county, city, town, village, or school district, that generally covers testing and treatment for infectious diseases shall provide coverage of testing and treatment for COVID-19, including any prescription drugs, and administration of any vaccination developed to prevent COVID-19 without imposing any copayment or coinsurance on the individual covered under the policy or plan.".
 - **6.** Page 60, line 9: delete "good faith".
 - 7. Page 60, line 10: delete "or are" and substitute "and are".
 - **8.** Page 82, line 21: after that line insert:
- 20 "(17m) CHILD CARE GRANT PROGRAMS AND WISCONSIN SHARES.
- 21 (a) Definitions. In this subsection:
- 1. "Pandemic" means the pandemic resulting from the novel strain of coronavirus.

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- 2. "Public health emergency" means the public health emergency declared on March 12, 2020, by executive order 72, including any extension under s. 323.10.
 - (b) Critical workforce child care grant program.
 - 1. In this paragraph:
- a. "Critical workforce member" means an employee, contractor, or other staff person working in a vital sector, including health care; child welfare; long-term care; residential care; pharmacy; child care; government operations; critical infrastructure, such as sanitation, transportation, utilities, telecommunications, grocery, and food services; supply chain operations; and other sectors as determined by the department of children and families.
- b. "First responder" means an employee of or volunteer for an agency that provides fire fighting, law enforcement, medical, or other emergency services.
- 2. The department of children and families may make grants available to entities that employ, contract with, or have as volunteers critical workforce members to help pay for or reimburse critical child care costs. Eligible child care costs are those child care costs that are due to the pandemic and that are incurred during the public health emergency. Critical child care costs include the cost to establish a temporary facility to provide care and supervision for children of critical workforce members or the cost to pay for a slot in an existing facility that provides care and supervision of children. The department shall prioritize grants that assist health care workers and first responders and may award grants that assist other critical workforce members at its discretion.
- 3. The department of children and families may make grants available to child care providers certified under s. 48.651, child care centers licensed under s. 48.65, provisionally licensed under s. 48.69, or established or contracted for under s. 120.13

- (14), and individual educators to pay for providing care and supervision for children of critical workforce members during the public health emergency. The department shall prioritize grants that assist health care workers and first responders and may award grants that assist other critical workforce members at its discretion.
- (c) Grant program for child care hazard pay. The department of children and families may make monthly grants available to child care providers certified under s. 48.651, child care centers licensed under s. 48.65, provisionally licensed under s. 48.69, or established or contracted for under s. 120.13 (14), and individual educators to pay for providing hazard pay to employees who work during the public health emergency. Whether or not a child care center, child care provider, or individual educator provides child care services to individuals who are eligible for subsidies under s. 49.155 does not impact eligibility for grants under this paragraph.
- (d) Grant program for closure of child care centers or providers. The department of children and families may make monthly grants available to child care providers certified under s. 48.651 and child care centers licensed under s. 48.65, provisionally licensed under s. 48.69, or established or contracted for under s. 120.13 (14) that cease operating because of the pandemic during the public health emergency. Grants under this paragraph may be made only to cover costs of lost revenue from child care services that would otherwise have been provided to individuals who are not eligible for child care subsidies under s. 49.155 and only if those individuals are not charged for child care services while the child care provider or child care center is closed during the public health emergency.
- (e) *Program criteria and guidelines*. The department of children and families may establish eligibility criteria and guidelines for administering the programs under pars. (b) to (d), which, notwithstanding ss. 227.01 (3m) and (13), 227.10, and

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- 227.112, need not be promulgated as rules under ch. 227, are not guidance documents, and are not subject to the requirements of s. 227.112.
 - (f) Expanded Wisconsin Shares program.
 - 1. Notwithstanding programmatic and eligibility requirements under s. 49.155 and rules promulgated under that section, to the extent authorized under a plan amendment, waiver, or other federal approval under subd. 2., the department of children and families may expand eligibility so that an individual who needs child care services due to the pandemic may receive a subsidy under s. 49.155 for child care services received during the public health emergency.
 - 2. No later than 60 days after the effective date of this subdivision, the department shall submit to the federal department of health and human services any request for a state plan amendment, waiver, or other federal approval necessary to expand eligibility, as determined by the department, for the child care subsidy program under s. 49.155 to individuals who need child care services due to the pandemic. If the federal department approves the request or if no federal approval is necessary, the department may expand eligibility for the child care subsidy program under s. 49.155 as provided under subd. 1. If the federal department disapproves the request, the department may not expand eligibility for the child care subsidy program under s. 49.155 as provided under subd. 1.".
 - **9.** Page 86, line 4: after that line insert:
- (24m) Foundations of Reading test requirements; public health emergency waiver.
 - (a) In this subsection:

1	1. "Emergency period" means the period beginning on the date the governor
2	declared the public health emergency and ending 60 days after the public health
3	emergency terminates.
4	2. "Public health emergency" means the public health emergency declared on
5	March 12, 2020, by executive order 72.
6	(b) The requirement under s. 118.19 (14) (a) does not apply to an application
7	for an initial teaching license that is received by the department of public instruction
8	during the emergency period.".
9	10. Page 86, line 23: after that line insert:
10	"(28m) Emergency assistance to small businesses.
11	(a) Definitions. In this subsection:
12	1. "Corporation" means the Wisconsin Economic Development Corporation.
13	2. "COVID-19 public health emergency" means the public health emergency
14	declared on March 12, 2020, by executive order 72, including any extension under
15	s. 323.10.
16	(b) Grants to regional economic development organizations.
17	1. From the appropriation under s. 20.192 (1) (a), the corporation shall award
18	grants to regional economic development organizations under this paragraph.
19	2. Each regional economic development organization receiving a grant under
20	subd. 1. shall use all grant moneys to award grants to small businesses in this state
21	that satisfy all of the following:
22	a. The business ceased operations as a result of the COVID-19 public health
23	emergency.

b. The business regularly employs 50 or fewer employees.

1	c. The business demonstrates a need for cash flow to pay its payroll, rent,
2	utilities, or other expenses.
3	d. The business demonstrates a loss of income as a result of the COVID-19
4	public health emergency.
5	3. No business may receive more than a total of \$10,000 in grants under this
6	paragraph.
7	(c) Low-interest loans to small businesses.
8	1. From the appropriation under s. 20.192 (1) (a), the corporation shall award
9	low-interest loans to small businesses in this state that satisfy all of the following
10	a. The business ceased operations as a result of the COVID-19 public health
11	emergency.
12	b. The business regularly employs 100 or fewer employees.
13	c. The business demonstrates a need for cash flow to pay its payroll, rent
14	utilities, or other expenses.
15	d. The business demonstrates a loss of income as a result of the COVID-19
16	public health emergency.
17	2. No business may receive more than a total of \$200,000 in loans under this
18	paragraph.
19	3. Notwithstanding s. 238.124 (1), each loan under this paragraph shall be
20	forgivable beginning 2 years after loan origination if the borrower satisfies employee
21	retention requirements established by the corporation.
22	(d) Appropriation increase. Notwithstanding s. 20.192 (1) (a), each dollar
23	amount shown in that appropriation is increased by \$30,000,000 in fiscal year
24	2019-20 to provide assistance to small businesses under this subsection, and the

corporation may expend \$30,000,000 from that appropriation for purposes of this

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subsection notwithstanding the unencumbered balance in the appropriation account under s. 20.192 (1) (r).".

11. Page 86, line 23: after that line insert:

"Section 105m. Fiscal changes.

- (1) Tourism marketing. In the schedule under s. 20.005 (3) for the appropriation to the department of tourism under s. 20.380 (1) (b), the dollar amount for fiscal year 2020–21 is increased by \$5,000,000 to be used for the regional destination marketing organization grant program under s. 41.11 (6) and the joint effort marketing program under s. 41.17.
- (2) UW System; General program operations. In the schedule under s. 20.005 (3) for the appropriation to the Board of Regents of the University of Wisconsin System under s. 20.285 (1) (a), the dollar amount for fiscal year 2019–20 is increased by \$59,000,000 to increase funding for the purpose for which the appropriation is made.".

15 (END)

From:

Microsoft Outlook

To:

Rep.Hintz

Sent:

Tuesday, April 14, 2020 8:14 AM

Subject:

Delivered: [ELECTRONIC JACKET] LRB 19a1431 Topic: Assistance for small

businesses and other provisions.

Your message has been delivered to the following recipients:

Rep.Hintz (Rep.Hintz@legis.wisconsin.gov) <mailto:Rep.Hintz@legis.wisconsin.gov>

Subject: [ELECTRONIC JACKET] LRB 19a1431 Topic: Assistance for small businesses and other provisions.

