

MILITARY AFFAIRS

Budget Summary						FTE Position Summary				
Fund	2022-23 Adjusted Base	Governor		2023-25 Change Over Base Year Doubled		2022-23	Governor		2024-25 Over 2022-23	
		2023-24	2024-25	Amount	%		2023-24	2024-25	Number	%
GPR	\$33,901,500	\$88,038,100	\$41,361,000	\$61,596,100	90.8%	82.08	93.48	104.48	22.40	27.3%
FED	81,686,400	111,984,000	111,987,800	60,599,000	37.1	462.80	464.90	449.90	- 12.90	- 2.8
PR	9,354,300	9,476,000	9,476,000	243,400	1.3	54.12	54.12	54.12	0.00	0.0
SEG	<u>20,413,600</u>	<u>26,562,700</u>	<u>26,562,700</u>	<u>12,298,200</u>	30.1	<u>5.00</u>	<u>5.00</u>	<u>5.00</u>	<u>0.00</u>	0.0
TOTAL	\$145,355,800	\$236,060,800	\$189,387,500	\$134,736,700	46.3%	604.00	617.50	613.50	9.50	1.6%

Budget Change Items

1. STANDARD BUDGET ADJUSTMENTS

Governor: Provide adjustments to the base totaling \$155,700 GPR, \$4,294,900 FED, \$120,000 PR, \$148,600 SEG, and -1.0 FED position in 2023-24, and \$155,700 GPR, \$4,299,100 FED, \$120,000 PR, \$148,600 SEG, and -16.0 FED positions in 2024-25. Adjustments are for: (a) turnover reduction (-\$151,000 GPR and -\$492,600 FED annually); (b) removal of non-continuing elements from the base (-1.0 FED position in 2023-24 and -16.0 FED positions in 2024-25); (c) full funding of continuing position salaries and fringe benefits (\$271,500 GPR, \$4,327,700 FED, \$119,800 PR, and \$148,600 SEG annually); (d) reclassifications and semiautomatic pay progression (\$51,000 FED annually); (e) overtime (\$35,200 GPR, \$383,900 FED, and \$9,700 PR annually); (f) full funding of lease and directed moves costs (\$24,900 FED and -\$9,500 PR in 2023-24, and \$29,100 FED and -\$9,500 PR in 2024-25); and (g) minor transfers within the same alpha appropriation. Regarding the transfer within the same alpha appropriation, separate budgetary units for the emergency radio network and interoperability would be created in three separate GPR appropriations and in one SEG appropriation. In total, \$675,200 GPR and \$711,200 SEG annually would be internally transferred. In addition, \$2,259,700 (\$268,200 GPR and \$1,991,500 PR) and 29.42 positions (1.67 GPR and 27.75 PR) would be realigned within the Army National Guard functions and reallocated from Army National Guard to Air National Guard in order to reflect current budgetary operations.

	Funding	Positions
GPR	\$311,400	0.00
FED	8,594,000	- 16.00
PR	240,000	0.00
SEG	<u>297,200</u>	<u>0.00</u>
Total	\$9,442,600	- 16.00

2. FEDERAL AND PROGRAM REVENUE REESTIMATES

Governor: Provide \$25,392,400 FED and \$1,700 PR annually to reflect current revenue projections and estimated program needs for the

FED	\$50,784,800
PR	<u>3,400</u>
Total	\$50,788,200

federal appropriations identified below. The reestimates are based on five years of past expenditure data.

a. Provide \$6,891,900 FED annually for the National Guard federal aid for improvement, repair, maintenance, or operation of armories or other military property. Base funding for the appropriation is \$39,787,700.

b. Provide \$2,981,900 FED annually for the emergency management services federal aid to individuals and organizations appropriation. Expenditures support aid to not-for-profit organizations for public assistance and hazard mitigation. Base funding for the appropriation is \$1,926,400.

c. Provide \$26,900 FED annually for the emergency management services federal aid for state operations appropriation. The appropriation provides the state with 50% of the federal Emergency Management Performance Grant (EMPG) funds. Expenditures typically support staff funding, aids to other state agencies for public assistance grants, hazard mitigation grants, and hazmat training. Base funding for the appropriation is \$5,331,700.

d. Provide \$15,491,700 FED annually for the emergency management services federal aid for local assistance appropriation. Expenditures are federal aid payments to local units of government, including public assistance, EMPG, hazard mitigation, and the Hazardous Materials Emergency Preparedness (HMEP) grant. Base funding for the appropriation is \$12,800,000.

e. Provide \$1,700 PR annually for the National Guard youth programs gifts and grants appropriation. Expenditures support the Wisconsin National Guard Challenge Academy. Base funding for the appropriation is \$0.

3. STATEWIDE INTEROPERABLE RADIO NETWORK REPLACEMENT

GPR	\$45,000,000
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Governor: Create a continuing appropriation and provide \$45,000,000 in 2023-24 for the development and operation of a replacement statewide public safety interoperable communication system.

The current Wisconsin Interoperability System for Communications (WISCOM) was developed to permit local, state, and federal emergency responders to communicate across jurisdictions. Under 2017 Act 59, DMA was required to upgrade or replace WISCOM. According to DMA, the system's key components have reached end-of-life, and its technical specifications are unable to fulfill program demand. The Department released a request for proposals on November 30, 2021. On August 22, 2022, the Department sent a notice of intent letter to the selected vendor, L3Harris Technologies, Inc. The RFP received a protest to the intent to award; in January, 2023, DMA's award decision was administratively upheld by the Department of Administration. The Department intends to begin contract negotiations in March, 2023.

[Bill Section: 479]

4. NG911: PUBLIC SAFETY ANSWERING POINT GRANTS

SEG	\$12,000,000
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Governor: Provide \$6,000,000 annually in 2023-24 and 2024-25 to help public safety answering points (PSAPs) transition to NG911 by training staff, purchasing equipment, and upgrading software. Funding would be provided from the police and fire protection fund using revenues from phone service surcharges. Funding in the agency's base budget of \$6,000,000 annually is associated with PSAP grants.

To receive and process calls through the NG911 system, PSAPs must have call answering equipment compatible with NG911 technology. Under 2019 Act 26, a competitive state grant program was created to help PSAPs transition to the NG911 system. In the 2021-23 biennium, \$6,000,000 SEG in 2022-23 was provided for PSAP grants. Additionally, the Department received \$2.9 million in federal grant funds to assist PSAPs with equipment upgrades. In June, 2020, DMA awarded 24 federally-funded grants totaling \$2.2 million. A second round of grants were distributed in February, 2021. As of September, 2022 (the latest information available), 35 PSAPs were able to complete either partial upgrades or full replacements of their answering equipment using federal grants.

5. NG911: COST RECOVERY

Governor: Require that emergency services IP network (ESInet) contract providers for Next Generation 911 reimburse the originating or 3rd-party providers used to connect an ESInet for all costs incurred by the originating or 3rd party provider.

To create an interoperable 911 system that is compatible with current and emerging digital technologies, emergency response agencies nationwide are upgrading to the "Next Generation 911" system. Under current law, DMA is responsible for supporting the development of NG911 in Wisconsin. The first step to implement NG911 is to create the ESInet, an internet-based network that will connect Public Safety Answering Points (PSAPs) across the state. The ESInet is intended to provide for broadband speed transmissions and facilitate the delivery of messages and data that public safety agencies use for field operations. The Department solicited bids for the ESInet through a request for proposal (RFP) in March, 2020. The ESInet contract was executed with AT&T in June, 2021.

[Bill Sections: 2634 thru 2637]

6. URBAN SEARCH AND RESCUE TEAMS (WISCONSIN TASK FORCE 1)

GPR	\$1,012,800
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Governor: Provide \$506,400 annually in 2023-24 and 2024-25 for training and equipment for an urban search and rescue task force. Funding is intended to create a Type 1 urban search and rescue (USR) task force capable of 24-hour operations.

On December 6, 2021, 2021 Act 104 was signed into law. The act changed the designation of a regional collapse support team to an urban search and rescue task force and expanded the

scope of emergencies with which these teams assist. Under the act, an urban search and rescue task force designated by DMA must assist in an emergency response "involving search, rescue, and recovery in the technical rescue disciplines to include structural collapse, rope rescue, vehicle extrication, machinery extrication, confined space, trench excavation, and water operations in an urban search rescue environment."

Under federal law, a USR task force is a multi-disciplined organization which conducts search, rescue, and recovery in the technical rescue disciplines, including structural collapse, rope rescue, vehicle extrication, machinery extrication, confined space, trench, excavation, and water operations. A Type 1 urban search and rescue task force is capable of 24-hour operations split into 12-hour operation periods.

Base funding in the continuing GPR appropriation under DMA for training, equipment, and administration for urban search and rescue teams is \$0. On May 31, 2022, the Joint Finance Committee approved the transfer of \$500,000 from its supplemental appropriation to the Department's urban search and rescue task force appropriation in 2021-22.

7. FUNDING TO SUPPORT CONTINUATION OF PAY INCREASES

FED	\$821,000
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Governor: Provide \$418,200 in 2023-24 and \$402,800 in 2024-25 to support ongoing funding for a \$3 per hour add-on for Military Security Officer positions. There are currently 53 authorized Military Security Officer positions. The current \$3 add-on pay was authorized by the DOA Division of Personnel Management using its compensation plan authority to create pilot add-ons "for specific classifications or locations when severe recruitment, retention, or other issues necessitate implementation of such an add-on before a meeting of the Joint Committee on Employment Relations (JCOER) can be convened." The current add-on is, and the recommended extension of the add-on would be, supported from federal funds DMA receives under master cooperative agreements with the federal government.

8. TUITION GRANT PROGRAM AUTOMATION

GPR	\$225,000
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Governor: Provide \$225,000 in 2023-24 to update the application system for the Wisconsin National Guard Tuition Grant program. According to the Administration, the current application system requires National Guard members to complete a paper application form, submit it to the educational institution, which, in turn, submits the application to DMA for review and approval. The tuition grant program allows service members to receive reimbursement grants equal to 100% of tuition for up to eight semesters of full-time study or 120 credits of part-time study. Reimbursement may be obtained by members who were enrolled at any accredited institution of higher education in Wisconsin or an out-of-state institution with a reciprocity agreement.

9. FUEL AND UTILITIES REESTIMATE

GPR	\$2,024,100
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Governor: Provide increased funding of \$990,900 in 2023-24 and \$1,033,200 in 2024-25

associated with fuel and utility cost estimates at Army and Air National Guard facilities. Base funding for agency energy costs is \$2,003,200.

10. DEBT SERVICE REESTIMATE

GPR	- \$994,800
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Governor: Reduce funding by -\$524,600 in 2023-24 and -\$470,200 in 2024-25 to reflect the reestimate of GPR debt service costs on state general obligation bonds and commercial debt issued for National Guard facilities by DMA. Base funding for debt service costs for National Guard facilities totals \$6,487,900 annually.

11. BUILDINGS AND GROUNDS STAFF

	Funding	Positions
GPR	\$375,800	2.90
FED	<u>399,200</u>	<u>3.10</u>
Total	\$775,000	6.00

Governor: Provide \$177,700 GPR and \$192,100 FED in 2023-24, \$198,100 GPR and \$207,100 FED in 2024-25, and 2.9 GPR positions and 3.1 FED positions annually to maintain facilities under management by the Department. The Department is currently responsible for overseeing facility operations, development, and maintenance for the state’s Army National Guard facilities, which includes 280 buildings on 85 sites in 47 counties. In addition, DMA has the same responsibilities for the Wisconsin Air National Guard facilities at Truax Field (Madison). The recommended positions would include: (a) state project manager (1.0 GPR); (b) heavy equipment operators at Truax Field (2.0 positions, each 0.2 GPR and 0.8 FED); (c) painter (1.0 position, 0.5 GPR and 0.5 FED); and (d) facility repair worker in northern and northeastern Wisconsin (2.0 positions, each 0.5 GPR and 0.5 FED).

12. WIRELESS NETWORK ADMINISTRATOR

	Funding	Positions
GPR	\$300,100	1.00

Governor: Provide \$143,200 in 2023-24, \$156,900 in 2024-25, and 1.0 position annually to manage the Department's wireless network throughout the state. The position would manage the installation and maintenance of a wireless network for 67 armories located throughout the state. The wireless network is intended to provide wireless communication services in DMA armories where state employees and National Guard service members are located.

13. COUNTER-DRUG AIRPLANE

	Funding	Positions
GPR	\$8,301,000	3.00

Governor: Provide \$4,963,900 in 2023-24, \$3,337,100 in 2024-25, and 3.0 positions annually to purchase a new aircraft for counter-drug activities, search and rescue efforts, or disasters. Create statutory language specifying that DMA may provide aerial assistance for incident awareness and assessment, drug interdiction and counter-drug activities, search and rescue efforts, or disasters, and may also seek reimbursement for the cost of any assistance. Funding would be provided as follows: (a) \$283,400 in 2023-24 and \$308,600 in 2024-25 for staff positions (2.0 aircraft pilots and 1.0 program and policy analyst); (b) \$1,672,000 in 2023-24 in one-time costs for aircraft equipment (for example,

specialized communications and operating systems, and cameras); (c) \$787,600 in 2023-24 and \$807,600 in 2024-25 for on-going aircraft supplies and services (fuel, parts, hangar space, maintenance of specialized equipment, and fleet services charges); (d) \$1,950,000 annually for depreciation; and (e) \$270,900 annually master lease interest costs. [See "Administration--General Agency Provisions."]

[Bill Sections: 478 and 2708]

14. DRUG HOUSE DEMOLITION

Governor: Create a continuing program revenue appropriation for the Department of Military Affairs to receive reimbursement from local units of government (county, city, village, or town) for the demolition of former drug dwellings that have been abated during narcotics investigations, placed into receivership, and then left unsold, unmaintained, and unoccupied.

[Bill Section: 477]

15. CYBERSECURITY GRANT MATCHING FUNDS

GPR	\$2,093,600
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Governor: Provide \$975,100 in 2023-24 and \$1,118,500 in 2024-25 for state matching funds for the federal Department of Homeland Security's State and Local Cybersecurity Grant Program. According to the Administration, the grant program would be used to: (a) develop and establish an appropriate governance structure, including developing, implementing or revising cybersecurity plans to improve capabilities to respond to cybersecurity incidents and ensure continuity of operations; (b) provide testing evaluation, and structures cybersecurity assessments; (c) implement security protections; and (d) train personnel in cybersecurity. The grant program requires that 80% of the total grant be passed through to local entities and 25% of the total grant to go to rural communities.

16. TOWN OF SILVER CLIFF PUBLIC SAFETY BUILDING

GPR	\$1,000,000
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Governor: Provide \$1,000,000 in 2023-24 to the Town of Silver Cliff in Marinette County to rebuild a public safety building destroyed by a tornado. Funding would be provided to the Department's GPR appropriation for state disaster assistance. Base funding is \$0. Specify that the current law requirements to receive assistance would not apply to the payment to the Town of Silver Cliff.

Under current law, the Department may make payments from the state disaster assistance appropriation account to local governmental units for the damages and costs incurred as the result of a disaster if federal funding is not available because: (a) the Governor's request that the President declare the disaster a major disaster under the federal definition has been denied; or (b) the Department determines the disaster does not meet the per capita impact indicator under the public assistance program issued by the federal emergency management agency (FEMA). Additionally, the entity receiving the grant is required to pay for 30 percent of the amount of damages and costs

resulting from the disaster.

[Bill Section: 9131(1)]

17. EXPANSION OF THE WELLNESS PROGRAM

	Funding	Positions
GPR	\$821,400	11.00

Governor: Provide \$821,400 and 11.0 positions in 2024-25 to expand the comprehensive wellness program. According to DMA, the program focuses on physical, mental, spiritual, social, and financial wellness within the Wisconsin National Guard. Funds would be utilized for program administration, curriculum development and implementation, community partnerships, and a mobile health and wellness vehicle. The program is currently funded from January 1, 2022, through December 31, 2024, with \$5 million in federal ARPA monies. The program is intended to enable the National Guard to enroll over 9,000 personnel and increase retention among Guard members.

18. HOMELAND SECURITY OFFICE

	Funding	Positions
GPR	\$557,700	4.00

Governor: Create an Office of Homeland Security within the Department of Military Affairs and provide \$244,700 in 2023-24, \$313,000 in 2024-25, and 4.0 classified positions annually. Specify that the director of the office would be appointed by the Adjutant General. Further, specify that the office would coordinate with the federal Department of Homeland Security and state and local law enforcement agencies to identify, investigate, assess, report, and share tips and leads linked to emergency homeland security threats.

[Bill Sections: 63, 72, 476, and 2713]

19. AIR REFUELING WING CONSULTANT

GPR	\$200,000
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Governor: Provide \$100,000 annually in 2023-24 and 2024-25 for a consultant to assist DMA to compete as a potential location for the United States Air Force to place new refueling aircraft. Currently, the Wisconsin Air National Guard, 128th Air Refueling Wing at General Mitchell Field (Milwaukee) uses older aircraft which the Air Force has determined will be phased-out. The newer refueling aircraft will be phased-in by 2029.

20. AGENCY SUPPLIES AND SERVICES FUNDING INCREASE

GPR	\$281,400
SEG	<u>1,000</u>
Total	\$282,400

Governor: Provide \$140,700 GPR and \$500 SEG annually to increase agency supplies and services funding. According to the Administration, the amounts represent a 5% increase to supplies and services funding for certain annual GPR and SEG state operations appropriations. The proposed increases would be provided to appropriations that meet the following criteria: (a) in 2021-22, the agency expended 95% or more of the amount budgeted for supplies and services; and (b) for the 2023-25 biennium, no other additional supplies and services funding is being proposed for a similar purpose.

21. EQUITY OFFICER POSITION

	Funding	Positions
GPR	\$86,600	0.50

Governor: Provide \$37,900 in 2023-24 and \$48,700 in 2024-25 and 0.5 position annually to create an agency equity officer position. The agency equity officer would be responsible for collaborating with the chief equity officer in the Department of Administration and with other agency equity officers to identify opportunities to advance equity in government operations. [See "Administration -- General Agency Provisions."]

22. WISCONSIN NATIONAL GUARD DUTIES RELATED TO SEXUAL ASSAULT AND HARASSMENT

Governor: Require that the Department of Military Affairs (DMA) submit a report to the appropriate standing committees of the Legislature by July 1 of each year that: (a) summarizes any substantive changes made to the Uniform Code of Military Justice (UCMJ) during the prior federal fiscal year; (b) compares those changes to the Wisconsin Code of Military Justice (WCMJ); and (c) provides recommendations to the Legislature regarding whether those changes should be incorporated into the WCMJ. Require that the report be subject to at least an annual public hearing by appropriate standing committees of the Legislature.

Require that DMA establish and maintain a case management system that allows the National Guard to manage and track all misconduct case-related information.

Require that the Adjutant General submit a report on incidents of sexual assault and harassment in the Wisconsin National Guard to the Governor and appropriate standing committees of the Legislature, and publish the report on DMA's website, by February 1 of each year. Specify that the report be subject to a public hearing, conducted no less than annually, by the appropriate standing committees of the Legislature. The report must include the following information from the prior federal fiscal year: (a) data regarding all reported incidents of sexual assault and harassment made by members of the Wisconsin National Guard, in addition to historical trends relating to the data for the last five fiscal years; (b) a summary of any training related to preventing and responding to incidents of sexual assault and harassment provided to members of the Wisconsin National Guard; (c) a summary of any current federal National Guard Bureau policies related to preventing and responding to incidents of sexual assault and harassment that were enacted and a description of how those policies are being implemented in the Wisconsin National Guard; and (d) a summary of the current policies and procedures related to preventing and responding to incidents of sexual assault and harassment in the Wisconsin National Guard and any changes made since the previous report. Require that the report protect the privacy and personal information of victims of sexual assault and harassment.

Require that the Adjutant General prescribe in writing, make publicly available on its website, and implement a policy that ensures any victim of an offense under the WCMJ is treated with respect, dignity, courtesy, sensitivity, and fairness.

Amend the WCMJ to allow the Adjutant General, rather than the Governor, to prescribe procedures for pretrial, trial, and post-trial for courts-marital cases in writing, and require the

Department to make such regulations publicly available on its website.

Modify the definition of "military offenses" in the WCMJ, and repeal the definition of "nonmilitary offenses," in order to clarify jurisdictional issues between civilian courts and courts-martial. According to a July 29, 2022, Legislative Council staff brief, "The WCMJ defines 'non-military offenses' as 'offenses which are in the state's civilian penal statute and are not offenses under this code.' [s. 322.001 (16), Stats.] This definition appears, on its face, to be inconsistent with the provision of the WCMJ that grants a proper civilian court 'primary jurisdiction of a non-military offense when an act or omission violates both [the WCMJ] and local criminal law.'"

Specify that the maximum limits of punishment for violations of the WMCJ would be those under the UCMJ, unless otherwise prescribed by the Governor. Create a section of the WCMJ that prohibits any sexual activity between a specially protected junior member of the state military forces and any officer or military recruiter, punishable by court-martial.

Create a section that prohibits a person from retaliating against another person for or discouraging another person from reporting or planning to report a criminal or military offense or for making or planning to make a protected communication, punishable by court-martial. Prohibited actions include wrongfully taking or threatening to take an adverse personnel action against a person, or wrongfully withholding or threatening to withhold a favorable personnel action against a person.

Modify statutory language on officer conduct to be "conduct unbecoming of an officer" rather than "conduct unbecoming of an officer and a gentleman."

Create a section that punishes sexual harassment under the WMCJ.

These provisions are those recommended for introduction by the Joint Legislative Council's Study Committee on Wisconsin National Guard Sexual Misconduct Procedures on December 12, 2022.

[Bill Sections: 2706, 2707, 2709 thru 2711, 2714 thru 2726, and 9331(1)&(2)]