



**ASSEMBLY AMENDMENT 25,
TO ASSEMBLY SUBSTITUTE AMENDMENT 1,
TO 2011 ASSEMBLY BILL 40**

June 14, 2011 – Offered by Representative KRUSICK.

1 At the locations indicated, amend the substitute amendment as follows:

2 **1.** Page 54, line 20: delete lines 20 to 22 and substitute:

3 “(b) “Grant” means a payment, including a loan or tax benefit, made to an
4 entity, including a public utility as defined in s. 196.01 (5) or a sewerage system
5 operator as defined in s. 196.04 (4) (a).”.

6 **2.** Page 55, line 5: delete “has the meaning given in s. 20.001 (1)” and
7 substitute “means an office, department, independent agency, institution of higher
8 education, association, society, or other body in state government created or
9 authorized to be created by the constitution or any law, which is entitled to expend
10 moneys appropriated by law, including the legislature and the courts and including
11 an authority created in subch. II of ch. 114 or subch. III of ch. 149 or in ch. 52, 231,

1 232, 233, 234, 235, 237, 238, or 279. “State agency” includes a county or
2 municipality”.

3 **3.** Page 56, line 10: after that line insert:

4 “6. An accounting by job classification of the compensation, including benefits
5 and bonuses or other incentive pay, that the grant recipient paid to each of its
6 employees in the immediately preceding fiscal year; and an accounting of the
7 percentage and dollar amount of increase in compensation, including benefits and
8 bonuses or other incentive pay, for each employee in the immediately preceding fiscal
9 year relative to the fiscal year prior to that year.

10 7. A verified statement describing the recipient’s expenditure of the grant from
11 the state agency, signed by both an independent certified public accountant and the
12 director or principal officer of the recipient to attest to the accuracy of the verified
13 statement.”.

14 **4.** Page 56, line 17: after that line insert:

15 “(c) Each state agency shall be responsible for, and shall develop policies and
16 procedures for, the detection and investigation of misuse of grants from the state
17 agency, including fraud. If a state agency detects any misuse of a state grant or fraud,
18 the state agency shall, in addition to any penalty under par. (d), report that misuse
19 or fraud to the department of justice for investigation, including criminal
20 investigation.

21 (d) If, after investigation and an opportunity for hearing, a state agency
22 determines that a recipient of a state grant has misused the grant or committed
23 fraud, the state agency may do all of the following:

24 a. Recoup payments made to the recipient.

