

1999 DRAFTING REQUEST

Assembly Amendment (AA-ASA1-AB133)

Received: 06/22/99

Received By: yacketa

Wanted: As time permits

Identical to LRB:

For: Senate Democratic Caucus 6-2257

By/Representing: Walter

This file may be shown to any legislator: NO

Drafter: yacketa

May Contact:

Alt. Drafters:

Subject: Public Assistance - misc

Extra Copies:

Pre Topic:

SDC:.....Walter - #1511,

Topic:

SSI caretaker supplement for grandchildren

Instructions:

See Attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	yacketa 06/23/99	chanaman 06/24/99		_____			
/1			mclark 06/25/99	_____	lrb_docadmin 06/25/99		

FE Sent For:

<END>

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/?	yacketa	chm 6/24 /1	MRC 6/25	MRC/SH 6/25			

FE Sent For:

<END>

yes

SDC

Agency: Workforce Development - Economic Support and Child Care - TANF

caucus number 1510

duplicate flag:
duplicate with:

Other reference numbers:	Paper 1098	LFB Sum #:
	FM 1113	
	bill number/amendment number:	
	LRB draft #	LRB P-draft:

description: Paper1098, FM1113 Specify anyone now receiving SSI caretaker supplement remains eligible for SSI caretaker supplement for any month in which he/she remains eligible for federal or state SSI benefits, regardless if they receive an SSI payment in that month

other notes

drafting instructions: Paper 1098, FM 1113.

more instructions:

caucus number 1511

duplicate flag:
duplicate with:

Other reference numbers:	Paper 1098	LFB Sum #:
	FM 1114	
	bill number/amendment number:	
	LRB draft #	LRB P-draft:

description: Paper 1098, FM 1114 SSCI recipient is eligible to receive an SSI caretaker supplement on behalf of a grandchild if the grandchild's parent is a dependent child of the grandparent and all other eligibility criteria apply and if no kinship payments are made

other notes

drafting instructions: Paper 1098, Freestanding Motion 1114.

more instructions:

caucus number 1512

duplicate flag:
duplicate with:

Other reference numbers:	Paper 1096	LFB Sum #:
	FM 1115	
	bill number/amendment number:	
	LRB draft #	LRB P-draft:

description: Paper 1098, FM 1115 Kinship Care - Fair Hearings. Delete current provisions and instead provide that an individual denied kinship payments based on county/DFHS info obtained during background investigation may petition for review based on current process.

other notes

drafting instructions: Paper 1096. FM 1115

more instructions:

caucus number 1514

duplicate flag:
duplicate with:

Other reference numbers:	Paper 1105	LFB Sum #:
	FM 862	
	bill number/amendment number:	
	LRB draft #	LRB P-draft:

description: paper 1105, FM 862. Transfer \$5 mil GPR annually from DWD to DHFS for grants for substance abuse services. DHFS to distribute the funding in Milwaukee Cnty to individuals whose income is less than or equal to 200% of poverty level. See attached for detail

other notes

drafting instructions: Paper 1105, Freestanding Motion 862

more instructions:

CN 1511 +

**WORKFORCE DEVELOPMENT -- ECONOMIC SUPPORT AND CHILD CARE
HEALTH AND FAMILY SERVICES -- SUPPORTIVE LIVING**

**SSI Caretaker Supplement Eligibility
[Paper #1098]**

Motion:

Move to specify that an SSI recipient is eligible to receive an SSI caretaker supplement on behalf of a grandchild if the grandchild's parent is a dependent child of the grandparent and all other eligibility criteria apply, and if no kinship care payments are made on behalf of the grandchild.

Note:

Under this motion, SSI recipients could receive a caretaker supplement on behalf of his or her grandchild if the grandchild's parent is a dependent child of the grandparent. Further, the SSI recipient would not be eligible for a caretaker supplement payment if a kinship care payment was made on behalf of that child.

Under the current definition of dependent child, an SSI recipient would not be eligible for a caretaker supplement on behalf of the grandchild.

It is not known how many SSI recipients who do not currently qualify for a caretaker supplement would qualify for the supplement under this motion, or how many SSI recipients, currently receiving the supplement would receive an increased supplement under this motion. Consequently it is not possible to estimate the increased cost of providing eligibility for the supplement for the grandchild of an SSI recipient.

Soor

1999 - 2000 LEGISLATURE

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LRB(25928
TAY:cmh:km

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1999 BILL

SDC

CAUCUS AMENDMENT

1 **AN ACT to repeal 49.775 (2) (a); to renumber and amend 49.775 (4); to amend**
2 **20.435 (7) (ed), 49.775 (1) (a), 49.775 (1) (b), 49.775 (2) (intro.), 49.775 (2) (c) and**
3 **49.775 (2) (d); and to create 49.155 (1m) (a) 5., 49.775 (1) (c), 49.775 (1) (d) and**
4 **49.775 (4) (b) of the statutes; relating to: supplemental payments for certain**
5 **recipients of supplemental security income.**

Analysis by the Legislative Reference Bureau

Under current law, a parent who receives federal supplemental security income (SSI), or a state supplemental payment, receives a monthly supplemental payment, paid from a combination of state general purpose revenues and federal Temporary Assistance to Needy Families (TANF) grant moneys, of \$100 for each dependent child with whom the parent lives, if certain conditions are met.

This bill increases that supplemental payment. Under the bill, the monthly supplemental payment is \$250 for one dependent child and \$150 for each additional dependent child. The bill also provides for a supplemental payment for each child of the SSI recipient's dependent child (grandchild) if the grandchild lives with the SSI recipient and if the SSI recipient does not already receive kinship care payments with respect to that grandchild. Furthermore, the bill changes the funding source for the supplemental payments. Under the bill, the supplemental payments are made exclusively from TANF grant moneys.

Under current law, child care assistance moneys are available to low-income persons who meet other eligibility requirements and who need the child care to participate in certain specified activities.

BILL

Under this bill, eligibility for child care assistance is extended to parents who receive SSI or the state supplemental payment if they meet the other eligibility requirements and if the child care is needed to participate in job search or education or training activities.

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:

→ #. page 357, line 23: after that line insert!

1 SECTION ~~4~~ 20.435 (7) (ed) of the statutes is amended to read:

2 20.435 (7) (ed) *State supplement to federal supplemental security income*
3 *program*. A sum sufficient for payments of supplemental grants to supplemental
4 security income recipients under s. 49.77 and, except as provided in 1997 Wisconsin
5 Act 237, section 9122 (4e) (a), for payments for the support of children of
6 supplemental security income recipients under s. 49.775.)'

~~7 SECTION 2. 49.155 (1m) (a) 5. of the statutes is created to read:~~

~~8 49.155 (1m) (a) 5. If the individual receives supplemental security income
9 under 42 USC 1381 to 1383d or a state supplemental payment under s. 49.77, search
10 for a job or participate in education or training.~~

→ #. page 739, line 9: delete lines 9 to 12 and substitute

11 SECTION ~~4~~ 49.775 (1) (a) of the statutes is amended to read:

12 49.775 (1) (a) "Custodial parent" has the meaning given in s. 49.141 (1) (b)
13 means, with respect to a dependent child, a parent who is a recipient of supplemental
14 security income under 42 USC 1381 to 1383d or of state supplemental payments
15 under s. 49.77, or both, and who resides with a dependent child and, if there has been
16 a determination of legal custody with respect to the dependent child, has legal
17 custody of that child. For the purposes of this paragraph, "legal custody" has the
18 meaning given in s. 767.001 (2) (a).

19 SECTION ~~4~~ 49.775 (1) (b) of the statutes is amended to read:

1483u)'

BILL

1483 v B

1 49.775 (1) (b) "Dependent child" ~~has the meaning given in s. 49.141 (1) (e)~~
2 means a person who is the son or daughter of a custodial parent, who resides with
3 that parent and who is under the age of 18 or, if the person is a full-time student at
4 a secondary school or a vocational or technical equivalent and is reasonably expected
5 to complete the program before attaining the age of 19, is under the age of 19.

6 SECTION 49.775 (1) (c) of the statutes is created to read:

7 49.775 (1) (c) "Grandchild" means a person who is the son or daughter of a
8 custodial parent's dependent child who resides with the dependent child and, if there
9 has been a determination of legal custody with respect to that person, of whom the
10 dependent child has legal custody. For the purposes of this paragraph, "legal
11 custody" has the meaning given in s. 767.001 (2) (a).

1483 w B

12 SECTION 49.775 (1) (d) of the statutes is created to read:

13 49.775 (1) (d) "Parent" has the meaning given in s. 49.141 (1) (j).

1483 x B

14 SECTION 49.775 (2) (intro.) of the statutes is amended to read:

15 49.775 (2) SUPPLEMENTAL PAYMENTS. (intro.) Subject to sub. (3), from the
16 appropriation under s. 20.435 (7) (ky), the department shall make a monthly
17 payment in the amount specified in sub. (4) to a custodial parent for the support of
18 each dependent child of the custodial parent, and for the support of each grandchild,
19 if all of the following conditions are met:

1483 y B

20 SECTION 49.775 (2) (a) of the statutes is repealed.

1483 z B

21 SECTION 49.775 (2) (c) of the statutes is amended to read:

22 49.775 (2) (c) The dependent child and grandchild, if any, of the eustodian
23 custodial parent meets meet the eligibility criteria under the aid to families with
24 dependent children program under s. 49.19 (1) to (19) or would meet the eligibility
25 criteria under s. 49.19 but for the application of s. 49.19 (20).

BILL

✓
148326 } (B)

1 SECTION 10 49.775 (2) (d) of the statutes is amended to read:

2 49.775 (2) (d) The dependent child or the grandchild does not receive
3 supplemental security income under 42 USC 1381 to 1383d. "

14840 } (B)

4 SECTION 11 49.775 (4) of the statutes is renumbered 49.775 (4) (a) and
5 amended to read:

6 49.775 (4) PAYMENT AMOUNT. (a) The payment under sub. (2) is \$100 \$250 per
7 month per for one dependent child and \$150 per month for each additional dependent
8 child and, except as provided in par. (b), \$150 per month for each grandchild.

14840 } (B)

9 SECTION 12 49.775 (4) (b) of the statutes is created to read:

10 49.775 (4) (b) If the custodial parent receives a payment under s. 48.57 (3m)
11 for the care and maintenance of a child, no payment may be made under this section
12 with respect to that child. "

13

(END)



State of Wisconsin
1999 - 2000 LEGISLATURE

LRBb0993/1
TAY:cmh:mrc

SDC:.....Walter - #1511, SSI caretaker supplement for grandchildren

FOR 1999-01 BUDGET — NOT READY FOR INTRODUCTION

CAUCUS AMENDMENT

TO ASSEMBLY SUBSTITUTE AMENDMENT 1,

TO 1999 ASSEMBLY BILL 133

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

2 **1.** Page 357, line 23: after that line insert:

3 “SECTION 452m. 20.435 (7) (ed) of the statutes is amended to read:

4 20.435 (7) (ed) *State supplement to federal supplemental security income*
5 *program.* A sum sufficient for payments of supplemental grants to supplemental
6 security income recipients under s. 49.77 and, ~~except as provided in 1997 Wisconsin~~
7 ~~Act 237, section 9122 (4e) (a), for payments for the support of children of~~
8 ~~supplemental security income recipients under s. 49.775.”.~~

9 **2.** Page 739, line 9: delete lines 9 to 12 and substitute:

10 “SECTION 1483t. 49.775 (1) (a) of the statutes is amended to read:

1 49.775 (1) (a) “Custodial parent” has the meaning given in ~~s. 49.141 (1) (b)~~
2 means, with respect to a dependent child, a parent who is a recipient of supplemental
3 security income under 42 USC 1381 to 1383d or of state supplemental payments
4 under s. 49.77, or both, and who resides with a dependent child and, if there has been
5 a determination of legal custody with respect to the dependent child, has legal
6 custody of that child. For the purposes of this paragraph, “legal custody” has the
7 meaning given in s. 767.001 (2) (a).

8 **SECTION 1483u.** 49.775 (1) (b) of the statutes is amended to read:

9 49.775 (1) (b) “Dependent child” ~~has the meaning given in s. 49.141 (1) (e)~~
10 means a person who is the son or daughter of a custodial parent, who resides with
11 that parent and who is under the age of 18 or, if the person is a full-time student at
12 a secondary school or a vocational or technical equivalent and is reasonably expected
13 to complete the program before attaining the age of 19, is under the age of 19.

14 **SECTION 1483v.** 49.775 (1) (c) of the statutes is created to read:

15 49.775 (1) (c) “Grandchild” means a person who is the son or daughter of a
16 custodial parent’s dependent child who resides with the dependent child and, if there
17 has been a determination of legal custody with respect to that person, of whom the
18 dependent child has legal custody. For the purposes of this paragraph, “legal
19 custody” has the meaning given in s. 767.001 (2) (a).

20 **SECTION 1483w.** 49.775 (1) (d) of the statutes is created to read:

21 49.775 (1) (d) “Parent” has the meaning given in s. 49.141 (1) (j).

22 **SECTION 1483x.** 49.775 (2) (intro.) of the statutes is amended to read:

23 49.775 (2) SUPPLEMENTAL PAYMENTS. (intro.) Subject to sub. (3), from the
24 appropriation under s. 20.435 (7) (ky), the department shall make a monthly
25 payment in the amount specified in sub. (4) to a custodial parent for the support of

1 each dependent child of the custodial parent, and for the support of each grandchild,
2 if all of the following conditions are met:

3 **SECTION 1483y.** 49.775 (2) (a) of the statutes is repealed.

4 **SECTION 1483z.** 49.775 (2) (c) of the statutes is amended to read:

5 49.775 (2) (c) The dependent child and grandchild, if any, of the eustodian
6 custodial parent ~~meets~~ meet the eligibility criteria under the aid to families with
7 dependent children program under s. 49.19 (1) to (19) or would meet the eligibility
8 criteria under s. 49.19 but for the application of s. 49.19 (20).

9 **SECTION 1483zb.** 49.775 (2) (d) of the statutes is amended to read:

10 49.775 (2) (d) The dependent child or the grandchild does not receive
11 supplemental security income under 42 USC 1381 to 1383d.

12 **SECTION 1484b.** 49.775 (4) of the statutes is renumbered 49.775 (4) (a) and
13 amended to read:

14 49.775 (4) PAYMENT AMOUNT. (a) The payment under sub. (2) is ~~\$100~~ \$250 per
15 month ~~per~~ for one dependent child and \$150 per month for each additional dependent
16 child and, except as provided in par. (b), \$150 per month for each grandchild.

17 **SECTION 1484c.** 49.775 (4) (b) of the statutes is created to read:

18 49.775 (4) (b) If the custodial parent receives a payment under s. 48.57 (3m)
19 for the care and maintenance of a child, no payment may be made under this section
20 with respect to that child.”.

21

(END)