

2001 DRAFTING REQUEST

Bill

Received: 12/01/2000

Received By: isagerro

Wanted: As time permits

Identical to LRB:

For: Administration-Budget

By/Representing: Blaine

This file may be shown to any legislator: NO

Drafter: isagerro

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Subject: Public Assistance - misc

Extra Copies:

Pre Topic:

DOA:.....Blaine -

Topic:

Children first program changes

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>
/1	isagerro 12/06/2000	jdyer 12/06/2000	jfrantze 12/07/2000	_____	lrb_docadmin 12/07/2000		S&L

FE Sent For:

<END>

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1?	isagerro	1 12/6 jld	12/6	12/7			

FE Sent For:

<END>

**STATUTORY MODIFICATIONS**

Department of Administration:  
2001-03 Biennial Budget

Analyst: Robert Blaine

**Subject: Children First**

*electd  
tribal governing body*

Revise s. 49.36 (6) to include tribes as a listed type of agency.

Revise s. 49.36 (7) so that the department will pay "up to" \$400. Include tribes as a listed type of agency.

Intent: Both of these revisions are minor changes to the statutes, clarifying what types of agencies qualify as Children First agencies and how the department should be reimbursing those agencies.



Handwritten initials: JLD

DOA:.....Blaine - Children first program changes

FOR 2001-03 BUDGET — NOT READY FOR INTRODUCTION

Handwritten note in a circle: *Seem in 12/6/00*

Handwritten note: *do not gen*

1 AN ACT ...; relating to: the budget.

*Analysis by the Legislative Reference Bureau*

**HEALTH AND HUMAN SERVICES**

**PUBLIC ASSISTANCE**

Under current law, the department of workforce development, DWD, contracts with counties and Wisconsin works (W-2) agencies to administer a work experience program for noncustodial parents. This program is commonly referred to as the Children First program. Under the program, counties and W-2 agencies provide work experience, job training, and job search assistance to noncustodial parents who are required to participate in the program because they failed to pay court-ordered child support or to meet their child's needs for support because of unemployment or underemployment. A "noncustodial parent" is a parent who does not live with his or her children for substantial periods of time. Current law requires DWD to pay the county or W-2 agency administering the program \$400 for each noncustodial parent who participates in the county's or W-2 agency's program.

This bill authorizes DWD to contract with elected tribal governing bodies of federally recognized American Indian tribes or bands to administer the Children First program. The bill also changes the amount that DWD is required to pay to each county, W-2 agency, or tribal governing body for each noncustodial parent who participates in the program from \$400 to an amount that is not more than \$400.

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

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

1           **SECTION 1.** 49.36 (1) <sup>X</sup> of the statutes is renumbered 49.36 (1) (intro.) and  
2 amended to read:

3           49.36 (1) (intro.) In this section, <sup>✓</sup> ~~“custodial”~~:

4           (a) “Custodial parent” means a parent who lives with his or her child for  
5 substantial periods of time.

History: 1987 a. 413; 1989 a. 31; 1991 a. 39; 1993 a. 16; 1995 a. <sup>✓</sup> 27 ss. 2135 to 2142; 1995 a. 289; 1997 a. 27; 1999 a. 9.

6           **SECTION 2.** 49.36 (1) (b) of the statutes is created to read:

7           49.36 (1) (b) “Tribal governing body” means an elected tribal governing body  
8 of a federally recognized American Indian tribe or band.

9           **SECTION 3.** 49.36 (2) of the statutes is amended to read:

10          49.36 (2) The department may contract with any county, <sup>✓</sup> tribal governing body,  
11 or Wisconsin works agency to administer a work experience and job training program  
12 for parents who are not custodial parents and who fail to pay child support or to meet  
13 their children’s needs for support as a result of unemployment or underemployment.  
14 The program may provide the kinds of work experience and job training services  
15 available from the program under s. 49.193, 1997 stats., or s. 49.147 (3) or (4). The  
16 program may also include job search and job orientation activities. The department  
17 shall fund the program from the appropriation under s. 20.445 (3) (dz).

History: 1987 a. 413; 1989 a. 31; 1991 a. 39; 1993 a. 16; 1995 a. <sup>✓</sup> 27 ss. 2135 to 2142; 1995 a. 289; 1997 a. 27; 1999 a. 9.

18          **SECTION 4.** 49.36 (4) of the statutes is amended to read:

19          49.36 (4) When a person completes 16 weeks of participation in a program  
20 under this section, the county, tribal governing body, or Wisconsin works agency

1 operating the program shall inform the clerk of courts, by affidavit, of that  
2 completion.

3 History: 1987 a. 413; 1989 a. 31; 1991 a. 39; 1993 a. 16; 1995 a. 27 ss. 2135 to 2142; 1995 a. 289; 1997 a. 27; 1999 a. 9.

3 SECTION 5. 49.36 (5) of the statutes is amended to read:

4 49.36 (5) A person participating in work experience as part of the program  
5 under this section is considered an employee of the county, tribal governing body, or  
6 Wisconsin works agency administering the program under this section for purposes  
7 of worker's compensation benefits only.

8 History: 1987 a. 413; 1989 a. 31; 1991 a. 39; 1993 a. 16; 1995 a. 27 ss. 2135 to 2142; 1995 a. 289; 1997 a. 27; 1999 a. 9.

8 SECTION 6. 49.36 (6) of the statutes is amended to read:

9 49.36 (6) A county, tribal governing body, or Wisconsin works agency  
10 administering the program under this section shall reimburse a person for  
11 reasonable transportation costs incurred because of participation in a program  
12 under this section up to a maximum of \$25 per month.

13 History: 1987 a. 413; 1989 a. 31; 1991 a. 39; 1993 a. 16; 1995 a. 27 ss. 2135 to 2142; 1995 a. 289; 1997 a. 27; 1999 a. 9.

13 SECTION 7. 49.36 (7) of the statutes is amended to read:

14 49.36 (7) The department shall pay a county, tribal governing body, or  
15 Wisconsin works agency ~~no more than~~ <sup>not</sup> \$400 for each person who participates in the  
16 program under this section in the region in which the county, tribal governing body,  
17 or Wisconsin works agency administers the program under this section. The county,  
18 tribal governing body, or Wisconsin works agency shall pay any additional costs of  
19 the program.

20 History: 1987 a. 413; 1989 a. 31; 1991 a. 39; 1993 a. 16; 1995 a. 27 ss. 2135 to 2142; 1995 a. 289; 1997 a. 27; 1999 a. 9.

20 SECTION 9358. Initial applicability; workforce development.





State of Wisconsin  
2001 - 2002 LEGISLATURE

LRB-1300/1  
ISR:jld:jf

DOA:.....Blaine - Children first program changes

FOR 2001-03 BUDGET — NOT READY FOR INTRODUCTION

1 AN ACT ...; relating to: the budget.

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*Analysis by the Legislative Reference Bureau*

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13 **SECTION 7.** 49.36 (7) of the statutes is amended to read:

14 49.36 (7) The department shall pay a county, tribal governing body, or  
15 Wisconsin works agency not more than \$400 for each person who participates in the  
16 program under this section in the region in which the county, tribal governing body,  
17 or Wisconsin works agency administers the program under this section. The county,  
18 tribal governing body, or Wisconsin works agency shall pay any additional costs of  
19 the program.

20 **SECTION 9358. Initial applicability; workforce development.**

21 (1) CHILDREN FIRST PROGRAM. The treatment of section 49.36 (7) of the statutes  
22 first applies to contracts entered into, extended, modified, or renewed on the effective  
23 date of this subsection.

24 (END)