

SENATE BILL 55

R2R

HMH

SECTION 1554d

1           46.40 (2) BASIC COUNTY ALLOCATION. Subject to sub. (9), for social services under  
 2 s. 46.495 (1) (d) and services under s. 51.423 (2), the department shall distribute not  
 3 more than ~~\$284,978,800~~ \$244,745,200 for fiscal year ~~1999-2000~~ 2001-02 and  
 4 ~~\$285,511,800~~ \$244,703,400 for fiscal year ~~2000-01~~ 2002-03.

\*\*\*\*NOTE: This is reconciled s. 46.40 (2). This SECTION has been affected by drafts  
 with the following LRB numbers: LRB-0442/5 and LRB-0443/2.

5           \*~~0442/6.3~~\* SECTION 1555. 46.40 (2m) (a) of the statutes is amended to read:  
 6           46.40 (2m) (a) *Prevention and treatment of substance abuse.* For prevention  
 7 and treatment of substance abuse under 42 USC 300x-21 to 300x-35, the  
 8 department shall distribute not more than ~~\$11,318,700~~ \$9,735,700 in each fiscal  
 9 year.

10           \*~~b0329/3.1~~\* SECTION 1555w. 46.40 (7) of the statutes is amended to read:  
 11           46.40 (7) FAMILY SUPPORT ALLOCATION. For family support programs for the  
 12 families of disabled children under s. 46.985, the department shall distribute not  
 13 more than ~~\$4,339,800~~ \$4,589,800 in each fiscal year 2001-02 and not more than  
 14 \$5,089,800 in fiscal year 2002-03 and in each fiscal year thereafter.

15           ✓ \*~~0443/3.1~~\* SECTION 1556. 46.40 (8) of the statutes is amended to read:  
 16           46.40 (8) ALZHEIMER'S FAMILY AND CAREGIVER SUPPORT ALLOCATION. Subject to  
 17 sub. (9), for services to persons with Alzheimer's disease and their caregivers under  
 18 s. 46.87, the department shall distribute not more than ~~\$1,993,400~~ for fiscal year  
 19 ~~1999-2000~~ and ~~\$2,226,300~~ for fiscal year ~~2000-01~~ \$2,342,800 in each fiscal year.

20           ✓ *delete space*  
 21           \*~~b0345/2.2~~\* SECTION 1557j. 46.46 (1) of the statutes is renumbered 46.46 and  
 22 amended to read:

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1           **46.46 Expenditure of income augmentation services receipts.** From the  
2 appropriation account under s. 20.435 (8) (mb), the department shall support costs  
3 that are exclusively related to the operational costs of augmenting the amount of  
4 moneys received under 42 USC 670 to 679a, 42 USC 1395 to 1395ddd, and 42 USC  
5 1396 to 1396v. ~~In addition, the department may expend moneys from the~~  
6 ~~appropriation account under s. 20.435 (8) (mb) as provided in sub. (2).~~

7           **\*b0345/2.2\* SECTION 1557k.** 46.46 (2) of the statutes is repealed. ✓

8           **\*-0310/1.2\* SECTION 1558.** 46.48 (10) of the statutes is repealed. ✓

9           **\*-1709/4.2\* SECTION 1559.** 46.48 (30) (a) of the statutes is amended to read: ✓

10           46.48 (30) (a) From the appropriation under s. 20.435 (7) (bc), the department  
11 shall distribute up to \$6,000,000 annually as grants on a competitive basis to county  
12 departments of social services and to private nonprofit organizations, as defined in  
13 s. 103.21 (2), for the provision of alcohol and other drug abuse treatment services ~~in~~  
14 ~~counties with a population of 500,000 or more.~~ Grants distributed under this  
15 subsection may be used only to provide treatment for alcohol and other drug abuse  
16 to individuals who are eligible for federal temporary assistance for needy families  
17 under 42 USC 601 et. seq. and who have a family income of not more than 200% of  
18 <sup>check spacing</sup> the poverty line, as defined in s. 49.001 (5). At least \$2,000,000 annually in funding  
19 for grants awarded under this paragraph shall be awarded to Milwaukee County or  
20 to a private nonprofit organization within Milwaukee County, and the remainder  
21 shall be awarded, based on the statewide distribution of individuals who have a  
22 family income of not more than 200% of the poverty line, to counties, including  
23 Milwaukee County, and to private nonprofit organizations, including private  
24 nonprofit organizations within Milwaukee County. ✓

25           ✓ **\*b0323/3.9\* SECTION 1559t.** 46.495 (1) (am) of the statutes is amended to read:

**SENATE BILL 55****SECTION 1559t**

1           46.495 (1) (am) The department shall reimburse each county from the  
2           appropriations under s. 20.435 (3) (o) and (7) (b), ~~(kw)~~ and (o) for social services as  
3           approved by the department under ss. 46.215 (1), (2) (c) 1., and (3) and 46.22 (1) (b)  
4           1. d. and (e) 3. a. except that no reimbursement may be made for the administration  
5           of or aid granted under s. 49.02.

6           ✓ **\*b0323/3.9\* SECTION 1560d.** 46.495 (1) (d) of the statutes is amended to read:

7           46.495 (1) (d) From the appropriations under s. 20.435 (3) (o) and (7) (b), ~~(kw)~~  
8           and (o), the department shall distribute the funding for social services, including  
9           funding for foster care or treatment foster care of a child on whose behalf aid is  
10          received under s. 46.261, to county departments under ss. 46.215, 46.22, and 46.23  
11          as provided under s. 46.40. County matching funds are required for the distributions  
12          under s. 46.40 (2), (8), and (9) (b). Each county's required match for the distributions  
13          under s. 46.40 (2) and (8) for a year equals 9.89% of the total of the county's  
14          distributions under s. 46.40 (2) and (8) for that year for which matching funds are  
15          required plus the amount the county was required by s. 46.26 (2) (c), 1985 stats., to  
16          spend for juvenile delinquency-related services from its distribution for 1987. Each  
17          county's required match for the distribution under s. 46.40 (9) (b) for a year equals  
18          9.89% of that county's amounts described in s. 46.40 (9) (a) (intro.) for that year.  
19          Matching funds may be from county tax levies, federal and state revenue sharing  
20          funds, or private donations to the county that meet the requirements specified in s.  
21          51.423 (5). Private donations may not exceed 25% of the total county match. If the  
22          county match is less than the amount required to generate the full amount of state  
23          and federal funds distributed for this period, the decrease in the amount of state and  
24          federal funds equals the difference between the required and the actual amount of  
25          county matching funds.

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1           \*~~0195/1.1~~\* SECTION 1562. 46.52 of the statutes is amended to read:

2           **46.52 Systems change grants.** From the appropriation under s. 20.435 (7)  
3 (~~md~~), the department may not distribute more than \$350,000 in each fiscal year to  
4 counties to assist in relocating individuals with mental illness from institutional or  
5 residential care to less restrictive and more cost-effective community settings and  
6 services. The department shall distribute funds to each grant recipient under this  
7 section so as to permit initial phasing in of community services recovery-oriented  
8 system changes, prevention and early intervention strategies, and consumer and  
9 family involvement for individuals with mental illness who are relocated or diverted  
10 from institutional or residential care and <sup>check spaces</sup> At least 10% of the funds distributed shall  
11 be for children with mental illness. The department shall eliminate the funding for  
12 a recipient at the end of a period of not more than 5 ~~3~~ years in order to provide funding  
13 to benefit another county recipient. The department shall require that the  
14 community services that are developed under this section are continued, following  
15 termination of a county's funding under this section, by use of funding savings made  
16 available to the county from reduced institutional and residential care utilization  
17 from incorporating recovery, prevention and early intervention strategies, and  
18 consumer and family involvement in the services.

19           ✓\*b0326/3.1\* SECTION 1562d. 46.54 of the statutes is amended to read:

20           **46.54 Consumer and family self-help and peer-support programs.**  
21 From the appropriation under s. 20.435 (7) (md), the department may not distribute  
22 more than \$480,000 \$874,000 in each fiscal year to increase support for mental  
23 health family support projects, employment projects operated by consumers of  
24 mental health services, mental health crisis intervention and drop-in projects, and  
25 public mental health information activities.

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SECTION 1562d

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→ ✓ **\*b0323/3.10\* SECTION 1568m.** 46.87 (2) of the statutes is amended to read:

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46.87 (2) From the appropriations under s. 20.435 (7) (b), ~~(kw)~~ and (o), the department shall allocate funds to agencies designated under sub. (3) (c), to be used for the administration and implementation of an Alzheimer's family and caregiver support program for persons with Alzheimer's disease and their caregivers.

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✓ **\*b0327/3.1\* SECTION 1568d.** 46.86 (6) (a) (intro.) of the statutes is amended to read:

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46.86 (6) (a) (intro.) From the appropriation under s. 20.435 (7) (md), the department may award not more than \$1,167,900 in each fiscal year up to \$1,369,000 in fiscal year 2001-02 and up to \$1,330,800 in fiscal year 2002-03 and in each fiscal year thereafter, and from the appropriation under s. 20.435 (6) (gb), the department may award not more than \$231,300 in fiscal year 2001-02 and not more than \$319,500 in fiscal year 2002-03 and in each fiscal year thereafter, as grants to counties and private entities to provide community-based alcohol and other drug abuse treatment programs that do all of the following:

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✓ **\*-0515/4.4\* SECTION 1569.** 46.93 (1m) (b) of the statutes is amended to read:  
46.93 (1m) (b) "Board" means the adolescent pregnancy prevention and pregnancy services board under s. 15.195 (5).

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✓ **\*-0515/4.5\* SECTION 1570.** 46.93 (2) (intro.) of the statutes is amended to read:  
46.93 (2) PURPOSE; ALLOCATION. (intro.) From the <sup>plain space</sup> ~~appropriation~~ appropriations under s. 20.434 (1) (b) and (ky), the board shall award not more than \$439,300 in each fiscal year for grants to organizations to provide adolescent pregnancy prevention programs or pregnancy services that include health care, education, counseling, and

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1 vocational training. Types of services and programs that are eligible for grants  
2 include all of the following:

3 ✓ **\*-0515/4.6\* SECTION 1571.** 46.93 (2m) (a) of the statutes is amended to read:

4 46.93 (2m) (a) Each organization that receives a grant under this section shall  
5 provide matching funds equal to 20% of the grant amount awarded. The match may  
6 be in the form of money or in-kind services or both, but any moneys used by an  
7 organization toward a match may not include moneys received from the state or  
8 federal government.

9 ✓ **\*-0515/4.7\* SECTION 1572.** 46.93 (3) of the statutes is amended to read:

10 46.93 (3) STAFF AND SALARIES. The salaries of the board staff and all actual and  
11 necessary operating expenses of the board shall be paid from the appropriation  
12 appropriations under s. 20.434 (1) (a) and (kp).

13 ✓ **\*b0358/1.3\* SECTION 1574b.** 46.972 (4) of the statutes is repealed.

14 ✓ **\*b0323/3.11\* SECTION 1574p.** 46.985 (7) (a) of the statutes is amended to read:

15 46.985 (7) (a) From the appropriations under s. 20.435 (7) (b), ~~(kw)~~ and (o), the  
16 department shall allocate to county departments funds for the administration and  
17 implementation of the program.

18 ✓ **\*b0610/1.1\* SECTION 1574v.** 46.986 (2) (b) 2. (intro.) of the statutes is amended  
19 to read:

20 46.986 (2) (b) 2. (intro.) Solicit applications from and, using the criteria under  
21 subd. 1., award in ~~the 1999–2001~~ each state fiscal biennium up to one grant in each  
22 of the 5 administrative regions prescribed by the department to any of the following  
23 to conduct a life-span respite care project:

24 ✓ **\*-0262/1.1\* SECTION 1575.** 46.99 (2) (a) (intro.) of the statutes is amended to  
25 read:

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## SECTION 1575

1           46.99 (2) (a) (intro.) From the appropriations under s. 20.435 (3) (eg), (km) and  
2 (nL), the department, ~~beginning on January 1, 2001,~~ shall distribute \$2,125,200 in  
3 each fiscal year to applying nonprofit corporations and public agencies operating in  
4 a county having a population of 500,000 or more and ~~\$1,229,300~~ \$1,199,300 in each  
5 fiscal year to applying county departments under s. 46.22, 46.23, 51.42 or 51.437  
6 operating in counties other than a county having a population of 500,000 or more to  
7 provide programs to accomplish all of the following:

8           ✓ ~~\*-0262/1.2\*~~ SECTION 1576. 46.995 (1m) of the statutes is amended to read:

9           46.995 (1m) TRIBAL ADOLESCENT SERVICES ALLOCATIONS. From the appropriation  
10 account under s. 20.435 (3) (km), the department may allocate ~~\$172,500~~ \$195,000 in  
11 each fiscal year and, from the appropriation account under s. 20.435 (3) (eg), the  
12 department may allocate ~~\$7,500~~ \$15,000 in each fiscal year to provide the grants  
13 specified in subs. (2), (3) (b) and (4m) (b).

14           ✓ ~~\*-0262/1.3\*~~ SECTION 1577. 46.995 (4m) (b) (intro.) of the statutes is amended  
15 to read:

16           46.995 (4m) (b) (intro.) From the allocations under sub. (1m), the department  
17 may provide a grant annually in the amount of ~~\$30,000~~ \$60,000 to the elected  
18 governing body of a federally recognized American Indian tribe or band for the  
19 provision of information to members of the tribe or band in order to increase  
20 community knowledge about problems of adolescents and information to and  
21 activities for adolescents, particularly female adolescents, in order to enable the  
22 adolescents to develop skills with respect to all of the following:

23           ✓ ~~\*-0094/5.1\*~~ SECTION 1580. 48.315 (1) (h) of the statutes is created to read:

24           48.315 (1) (h) Any period of delay resulting from the need to appoint a qualified  
25 interpreter.

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✓\*-0447/3.1\* SECTION 1585. 48.366 (8) of the statutes is amended to read:

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48.366 (8) TRANSFER TO OR BETWEEN FACILITIES. The department of corrections may transfer a person subject to an order between secured correctional facilities. After the person attains the age of 17 years, the department of corrections may place the person in a state prison named in s. 302.01. ~~If the person is 15 years of age or over, the department of corrections may transfer the person to the Racine youthful offender correctional facility named in s. 302.01 as provided in s. 938.357 (4) (d).~~ If the department of corrections places a person subject to an order under this section in a state prison, that department shall provide services for that person from the appropriate appropriation under s. 20.410 (1). The department of corrections may transfer a person placed in a state prison under this subsection to or between state prisons named in s. 302.01 without petitioning for revision of the order under sub. (5) (a).

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✓\*-0094/5.2\* SECTION 1587. 48.375 (7) (d) 1m. of the statutes is amended to read:

48.375 (7) (d) 1m. Except as provided under s. 48.315 (1) (b), (c) ~~and~~, (f), and (h), if the court fails to comply with the time limits specified under subd. 1. without the prior consent of the minor and the minor's counsel, if any, or the member of the clergy who filed the petition on behalf of the minor, if any, the minor and the minor's counsel, if any, or the member of the clergy, if any, shall select a temporary reserve judge, as defined in s. 753.075 (1) (b), to make the determination under par. (c) and issue an order granting or denying the petition and the chief judge of the judicial administrative district in which the court is located shall assign the temporary reserve judge selected by the minor and the minor's counsel, if any, or the member

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1 of the clergy, if any, to make the determination and issue the order. A temporary  
2 reserve judge assigned under this subdivision to make a determination under par.  
3 (c) and issue an order granting or denying a petition shall make the determination  
4 and issue the order within 2 calendar days after the assignment, unless the minor  
5 and her counsel, if any, or the member of the clergy who filed the petition on behalf  
6 of the minor, if any, consent to an extension of that time period. The order shall be  
7 effective immediately. The court shall prepare and file with the clerk of court  
8 findings of fact, conclusions of law and a final order granting or denying the petition,  
9 and shall notify the minor of the court's order, as provided under subd. 1.

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*Delete Space*

✓ **\*b0554/2.1\* SECTION 1618r.** 48.48 (17) (e) of the statutes is created to read:

48.48 (17) (e) The department shall promulgate rules regulating the administration of child welfare services in a county having a population of 500,000 or more. Those rules shall include rules providing for all of the following:

1. The process by which the department contracts for the provision of child welfare services that the department is authorized to provide under this chapter.

2. Grievance procedures under which any person who is aggrieved by any act or omission of the department, or of a person contracting to provide child welfare services under this chapter, relating to the provision of those services may grieve that act or omission.

3. Caseload ratios for staff providing direct child welfare services under this chapter, whether employed by the department or by a person contracting to provide child welfare services under this chapter.

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1 4. Standards for the provision of child welfare services under this chapter.

2 5. The use of an open public participation process for the planning, monitoring,  
3 and evaluation of child welfare services provided under this chapter.

4 ✓ \*b0556/3.1\* SECTION 1619r. 48.55 (1) of the statutes is amended to read:

5 48.55 (1) The department shall establish a state adoption information  
6 exchange for the purpose of finding adoptive homes for children with special needs  
7 who do not have permanent homes and a state adoption center for the purposes of  
8 increasing public knowledge of adoption and promoting to adolescents and pregnant  
9 women the availability of adoption services. From the appropriation under s. 20.435  
10 (3) (dg), the department may provide not more than ~~\$125,000~~ \$163,700 in fiscal year  
11 2001-02 and not more than \$171,300 in each fiscal year thereafter as grants to  
12 individuals and private agencies to provide adoption information exchange services  
13 and to operate the state adoption center.

14 ✓ \*-0442/6.4\* SECTION 1620. 48.561 (3) (a) of the statutes is renumbered 48.561  
15 (3) (a) (intro.) and amended to read:

16 48.561 (3) (a) (intro.) A county having a population of 500,000 or more shall  
17 contribute \$58,893,500 in each state fiscal year for the provision of child welfare  
18 services in that county by the department. That contribution shall be made as  
19 follows:

20 ✓ \*-0442/6.5\* SECTION 1621. 48.561 (3) (a) 1. of the statutes is created to read:

21 48.561 (3) (a) 1. Through a reduction of \$37,209,200 from the amount  
22 distributed to that county under s. 46.40 (2) in each state fiscal year.

23 ✓ \*-0442/6.6\* SECTION 1622. 48.561 (3) (a) 2. of the statutes is created to read:

24 48.561 (3) (a) 2. Through a reduction of \$1,583,000 from the amount distributed  
25 to that county under s. 46.40 (2m) (a) in each state fiscal year.

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## SECTION 1623

1 ✓ ~~\*-0442/6.7\*~~ SECTION 1623. 48.561 (3) (a) 3. of the statutes is created to read:

2 48.561 (3) (a) 3. Through a deduction of \$20,101,300 from any state payment  
3 due that county under s. 79.03, 79.04, 79.058, 79.06, or 79.08 as provided in par. (b).

4 ✓ ~~\*b0554/2.2\*~~ SECTION 1624d. 48.561 (3) (b) of the statutes is amended to read:

5 48.561 (3) (b) The department of administration shall collect the amount  
6 specified in par. (a) 3. from a county having a population of 500,000 or more by  
7 deducting all or part of that amount from any state payment due that county under  
8 s. ~~46.40,~~ 79.03, 79.04, 79.058, 79.06, or 79.08. The department of administration  
9 shall notify the department of revenue, by September 15 of each year, of the amount  
10 to be deducted from the state payments due under s. 79.03, 79.04, 79.058, 79.06, or  
11 79.08. The department of administration shall credit all amounts collected under  
12 this paragraph to the appropriation account under s. 20.435 (3) (kw) and shall notify  
13 the county from which those amounts are collected of that collection. The  
14 department may not expend any moneys from the appropriation account under s.  
15 20.435 (3) (cx) for providing services to children and families under s. 48.48 (17) until  
16 the amounts in the appropriation account under s. 20.435 (3) (kw) are exhausted.

17 *Delete space*

18 ✓ ~~\*-1825/1.1\*~~ SECTION 1629. 48.57 (3p) (fm) 2. of the statutes is amended to read:

19 48.57 (3p) (fm) 2. A person receiving payments under sub. (3m) may  
20 provisionally employ a person in a position in which that person would have regular  
21 contact with the child for whom those payments are being made or provisionally  
22 permit a person to be an adult resident if the person receiving those payments states  
23 to the county department or, in a county having a population of 500,000 or more, the  
24 department of health and family services that the employee or adult resident does  
25 not have any arrests or convictions that could adversely affect the child or the ability

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1 of the person receiving payments to care for the child. A person receiving payments  
2 under sub. (3m) may not finally employ a person in a position in which that person  
3 would have regular contact with the child for whom those payments are being made  
4 or finally permit a person to be an adult resident until the county department or, in  
5 a county having a population of 500,000 or more, the department of health and family  
6 services receives information from the department of justice indicating that the  
7 person's conviction record under the law of this state is satisfactory according to the  
8 criteria specified in par. (g) 1. to 3. and the county department ~~so advises or, in a~~  
9 county having a population of 500,000 or more, the department of health and family  
10 services and so advises the person receiving payments under sub. (3m) or ~~the~~  
11 ~~department of health and family services so advises that person~~ until a decision is  
12 made under par. (h) 4. to permit a person who is receiving payments under sub. (3m)  
13 to employ a person in a position in which that person would have regular contact with  
14 the child for whom payments are being made or to permit a person to be an adult  
15 resident and the county department or, in a county having a population of 500,000  
16 or more, the department of health and family services so advises the person receiving  
17 payments under sub. (3m). A person receiving payments under sub. (3m) may finally  
18 employ a person in a position in which that person would have regular contact with  
19 the child for whom those payments are being made or finally permit a person to be  
20 an adult resident conditioned on the receipt of information from the county  
21 department or, in a county having a population of 500,000 or more, the department  
22 of health and family services that the federal bureau of investigation indicates that  
23 the person's conviction record under the law of any other state or under federal law  
24 is satisfactory according to the criteria specified in par. (g) 1. to 3.

25 ✓\*b0369/3.1\* SECTION 1629x. 48.57 (3r) of the statutes is created to read:

**SENATE BILL 55****SECTION 1629x**

1           48.57 (3r) If the amounts in the appropriation under s. 20.435 (3) (kc) are  
2 insufficient to provide payments under sub. (3m) (am) (intro.) or (3n) (am) (intro.) to  
3 all persons who are eligible to receive those payments, the department may request  
4 the secretary of administration under s. 16.515 to supplement that appropriation for  
5 the purpose of increasing funding for those payments. Notwithstanding s. 16.515 (1),  
6 the secretary of administration may supplement the appropriation under s. 20.435  
7 (3) (kc) if all of the following occur:

8           (a) The secretary of administration determines that the amounts in the  
9 appropriation are insufficient to provide payments under sub. (3m) (am) (intro.) or  
10 (3n) (am) (intro.) to all persons who are eligible to receive those payments.

11           (b) The joint committee on finance either does not schedule a meeting for the  
12 purpose of reviewing the proposed supplementation within 14 working days after the  
13 secretary of administration notifies the committee of the proposed supplementation  
14 or, if the committee schedules a meeting for the purpose of reviewing the proposed  
15 supplementation, the committee approves the proposed supplementation.

16           ✓\*-0261/1.1\* **SECTION 1635.** 48.627 (3) (h) of the statutes is amended to read:

17           48.627 (3) (h) If a claim by a foster, treatment foster or family-operated group  
18 home parent or a member of the foster, treatment foster or family-operated group  
19 home parent's family is approved, the department shall deduct from the amount  
20 approved ~~\$200~~ \$100 less any amount deducted by an insurance company from a  
21 payment for the same claim, except that a foster, treatment foster or family-operated  
22 group home parent and his or her family are subject to only one deductible for all  
23 claims filed in a fiscal year.

24           ✓\*-1843/1.1\* **SECTION 1636.** 48.651 (1) (intro.) of the statutes is amended to  
25 read:

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1           48.651 (1) (intro.) Each county department shall certify, according to the  
2 standards adopted by the department of workforce development under s. 49.155 (1d),  
3 each day care provider reimbursed for child care services provided to families  
4 determined eligible under s. 49.155 (~~1m~~), unless the provider is a day care center  
5 licensed under s. 48.65 or is established or contracted for under s. 120.13 (14). Each  
6 county may charge a fee to cover the costs of certification. To be certified under this  
7 section, a person must meet the minimum requirements for certification established  
8 by the department of workforce development under s. 49.155 (1d), meet the  
9 requirements specified in s. 48.685 and pay the fee specified in this section. The  
10 county shall certify the following categories of day care providers:

11           ~~delete space~~

12           ✓ \*b0570/1.1\* SECTION 1651m. 48.981 (3) (a) of the statutes is amended to read:

13           48.981 (3) (a) *Referral of report.* 1. A person required to report under sub. (2)  
14 shall immediately inform, by telephone or personally, the county department or, in  
15 a county having a population of 500,000 or more, the department or a licensed child  
16 welfare agency under contract with the department or the sheriff or city, village, or  
17 town police department of the facts and circumstances contributing to a suspicion of  
18 child abuse or neglect or of unborn child abuse or to a belief that abuse or neglect will  
19 occur.

20           2. The sheriff or police department shall within 12 hours, exclusive of  
21 Saturdays, Sundays, or legal holidays, refer to the county department or, in a county  
22 having a population of 500,000 or more, the department or a licensed child welfare  
23 agency under contract with the department all cases reported to it. The county  
24 department, department, or licensed child welfare agency may require that a  
25 subsequent report be made in writing. ~~Each~~

## SENATE BILL 55

## SECTION 1651m

1           3. A county department, the department, or a licensed child welfare agency  
 2           under contract with the department shall within 12 hours, exclusive of Saturdays,  
 3           Sundays, or legal holidays, refer to the sheriff or police department all cases of  
 4           suspected or threatened abuse, as defined in s. 48.02 (1) (b) to (f), reported to it. For  
 5           cases of suspected or threatened abuse, as defined in s. 48.02 (1) (a), (am), or (gm),  
 6           or neglect, each county department, the department, and a licensed child welfare  
 7           agency under contract with the department shall adopt a written policy specifying  
 8           the kinds of reports it will routinely report to local law enforcement authorities.

9           ✓ **\*b0570/1.1\* SECTION 1651p.** 48.981 (3) (a) 4. of the statutes is created to read:

10           48.981 (3) (a) 4. If the report is of suspected or threatened abuse, as defined in  
 11           s. 48.02 (1) (b) to (f), the sheriff or police department and the county department,  
 12           department, or licensed child welfare agency under contract with the department  
 13           shall coordinate the planning and execution of the investigation of the report.

14           ✓ **\*b0570/1.1\* SECTION 1651r.** 48.981 (3) (b) 3. of the statutes is amended to read:

15           48.981 (3) (b) 3. If the <sup>plain space</sup> ~~police or other law enforcement officials determine~~ sheriff  
 16           or police department determines that criminal action is necessary, ~~they~~ the sheriff  
 17           or police department shall refer the case to the district attorney for criminal  
 18           prosecution. Each sheriff and police department shall adopt a written policy  
 19           specifying the kinds of reports of suspected or threatened abuse, as defined in s. 48.02  
 20           (1) (b) to (f), that the sheriff or police department will routinely refer to the district  
 21           attorney for criminal prosecution.

22           ✓ **\*b0570/1.1\* SECTION 1651v.** 48.981 (8) (a) of the statutes is amended to read:

23           48.981 (8) (a) The department, the county departments, and a licensed child  
 24           welfare agency under contract with the department in a county having a population  
 25           of 500,000 or more to the extent feasible shall conduct continuing education and

## SENATE BILL 55

1 training programs for staff of the department, the county departments, ~~a~~ licensed  
2 child welfare ~~agency~~ agencies under contract with the department or a county  
3 department, law enforcement agencies, and the tribal social services departments,  
4 persons and officials required to report, the general public, and others as  
5 appropriate. The programs shall be designed to encourage reporting of child abuse  
6 and neglect and of unborn child abuse, to encourage self-reporting and voluntary  
7 acceptance of services and to improve communication, cooperation, and coordination  
8 in the identification, prevention, and treatment of child abuse and neglect and of  
9 unborn child abuse. Programs provided for staff of the department, county  
10 departments, and licensed child welfare agencies under contract with county  
11 departments or, ~~in a county having a population of 500,000 or more~~, the department  
12 whose responsibilities include the investigation or treatment of child abuse or  
13 neglect shall also be designed to provide information on means of recognizing and  
14 appropriately responding to domestic abuse, as defined in s. 46.95 (1) (a). The  
15 department, the county departments, and a licensed child welfare agency under  
16 contract with the department in a county having a population of 500,000 or more  
17 shall develop public information programs about child abuse and neglect and about  
18 unborn child abuse.

19 ✓ **\*b0216/1.2\* SECTION 1652d.** 48.982 (2) (d) of the statutes is amended to read:  
20 48.982 (2) (d) Solicit and accept contributions, grants, gifts, and bequests for  
21 the children's trust fund or for any other purpose for which a contribution, grant, gift,  
22 or bequest is made and received. Moneys received under this paragraph, other than  
23 moneys received under s. 341.14 (6r) (b) 6., may be credited to the appropriation  
24 accounts under s. 20.433 (1) (i), or (q) ~~or (r)~~. Interest earned on moneys received

**SENATE BILL 55****SECTION 1652d**

1 under s. 341.14 (6r) (b) 6. may be credited to the appropriation ~~accounts~~ account  
2 under s. 20.433 (1) (q) ~~or (r)~~.

3 ✓ **\*-0490/2.7\* SECTION 1653.** 48.982 (2m) (intro.) of the statutes is amended to  
4 read:

5 48.982 (2m) DONATION USES. (intro.) If money is accepted by the board for the  
6 children's trust fund or for any other purpose under sub. (2) (d) and appropriated  
7 under s. 20.433 (1) (q) ~~or (r)~~, the board shall use the money in accordance with the  
8 wishes of the donor to do any of the following:

9 ✓ **\*-0490/2.8\* SECTION 1654.** 48.982 (3) of the statutes is amended to read:

10 48.982 (3) STAFF AND SALARIES. The board shall determine the qualifications of  
11 and appoint, in the classified service, an executive director and staff. The salaries  
12 of the executive director and staff and all actual and necessary operating expenses  
13 of the board shall be paid from the appropriations under s. 20.433 (1) (g), (i), (k), (m),  
14 and ~~(r)~~ (q).

15 ✓ **\*-0490/2.9\* SECTION 1655.** 48.982 (5) of the statutes is amended to read:

16 48.982 (5) STATEWIDE PROJECTS. From the appropriations under s. 20.433 (1) (i)  
17 and ~~(r)~~ (q), the board shall administer any statewide project for which it has accepted  
18 money under sub. (2m) (c).

19 ✓ **\*-0490/2.10\* SECTION 1656.** 48.982 (6) (a) of the statutes is amended to read:

20 48.982 (6) (a) From the appropriations under s. 20.433 (1) ~~(b)~~, (h), (i), (k), (ma),  
21 and (q), the board shall award grants to organizations in accordance with the  
22 request-for-proposal procedures developed under sub. (2) (a). No organization may  
23 receive a grant or grants under this subsection totaling more than \$150,000 in any  
24 year.

25 ✓ **\*b0429/2.3\* SECTION 1656m.** 49.124 (2) (a) of the statutes is amended to read:

1           49.124 (2) (a) A county, or federally recognized American Indian tribe ~~or~~  
2           ~~Wisconsin works agency~~ is liable for all food stamp coupons lost, misappropriated or  
3           destroyed while under the county's, or tribe's ~~or Wisconsin works agency's~~ direct  
4           control, except as provided in par. (b).

5           ✓ \*b0429/2.3\* SECTION 1656n. 49.124 (2) (b) of the statutes is amended to read:

6           49.124 (2) (b) A county, or federally recognized American Indian tribe ~~or~~  
7           ~~Wisconsin works agency~~ is not liable for food stamp coupons lost in natural disasters  
8           if it provides evidence acceptable to the department that the coupons were destroyed  
9           and not redeemed.

10          ✓ \*b0429/2.3\* SECTION 1656o. 49.124 (2) (c) of the statutes is amended to read:

11          49.124 (2) (c) A county, or federally recognized American Indian tribe ~~or~~  
12          ~~Wisconsin works agency~~ is liable for food stamp coupons mailed to residents of the  
13          county, or members of the tribe ~~or participants in the Wisconsin works program~~ and  
14          lost in the mail due to incorrect information submitted to the department by the  
15          county, or tribe ~~or Wisconsin works agency~~.

16          ✓ \*b0429/2.3\* SECTION 1656t. 49.125 (1) of the statutes is amended to read:

17          49.125 (1) The department, or a county, or an elected governing body of a  
18          federally recognized American Indian tribe or band ~~or a Wisconsin works agency~~  
19          acting on behalf of the department, may recover overpayments that arise from an  
20          overissuance of food coupons under the food stamp program administered under s.  
21          46.215 (1) (k), or 46.22 (1) (b) 2. d. ~~or 49.143 (2) (e)~~. Recovery shall be made in  
22          accordance with 7 USC 2022.

23          ✓ \*b0625/3.9\* SECTION 1656t. 49.124 (title) of the statutes is renumbered 49.79

24          (title).

**SENATE BILL 55****SECTION 1656ta**

1 ✓**\*b0625/3.9\* SECTION 1656ta.** 49.124 (1) (intro.) of the statutes is renumbered  
2 49.79 (1) (intro.).

3 ✓**\*b0625/3.9\* SECTION 1656tb.** 49.124 (1) (ag) of the statutes is renumbered  
4 49.79 (1) (a).

5 *delete space*  
6 ✓**\*b0625/3.9\* SECTION 1656tc.** 49.124 (1) (am) of the statutes is renumbered  
7 49.79 (1) (b).

8 ✓**\*b0625/3.9\* SECTION 1656td.** 49.124 (1) (b) of the statutes is renumbered  
9 49.79 (1) (c).

10 ✓**\*b0625/3.9\* SECTION 1656tf.** 49.124 (1) (c) of the statutes is renumbered 49.79  
11 (1) (d).

12 ✓**\*b0625/3.9\* SECTION 1656tg.** 49.124 (1) (d) of the statutes is renumbered 49.79  
13 (1) (e).

14 ✓**\*b0625/3.9\* SECTION 1656th.** 49.124 (1) (df) of the statutes is renumbered  
15 49.79 (1) (f).

16 ✓**\*b0625/3.9\* SECTION 1656ti.** 49.124 (1) (e) of the statutes is renumbered 49.13  
17 (1) (b).

18 ✓**\*b0625/3.9\* SECTION 1656tj.** 49.124 (1g) (title) of the statutes is renumbered  
19 49.79 (2) (title).

20 ✓**\*b0625/3.9\* SECTION 1656tjk.** 49.124 (1g) of the statutes is renumbered 49.79  
21 (2) (a), and 49.79 (2) (a) 1. and 5. (intro.), as renumbered, are amended to read:

22 49.79 (2) (a) 1. The individual is a custodial parent of a child who is under the  
23 age of 18 and who has an absent parent, or the individual lives with and exercises  
24 parental control over a child who is under the age of 18 and who has an absent parent,  
25 and the individual does not fully cooperate in good faith with efforts directed at

## SENATE BILL 55

1 establishing the paternity of the child, if necessary, establishing or enforcing a  
2 support order, if appropriate, or obtaining other payments or property, if any, to  
3 which that individual or the child may have rights. This <sup>check space</sup> paragraph subdivision does  
4 not apply if the individual has good cause for refusing to cooperate, as determined  
5 by the department in accordance with federal law and regulations.

6 5. (intro.) The individual is obligated by court order to provide child support  
7 payments and is delinquent in making those court-ordered payments. This  
8 paragraph subdivision does not apply if any of the following applies:

9 ✓ \*b0625/3.9\* SECTION 1656tjm. 49.124 (1m) (title) of the statutes is  
10 renumbered 49.13 (title).

11 ✓ \*b0625/3.9\* SECTION 1656tjn. 49.124 (1m) (a) of the statutes is renumbered  
12 49.13 (2) (a) and amended to read:

13 49.13 (2) (a) The department shall contract with the department of health and  
14 family services as provided under s. 49.79 (10) to administer an employment and  
15 training program for recipients under the food stamp program. The department may  
16 contract subcontract with a Wisconsin works agency to administer the employment  
17 and training program under this subsection. Except as provided in pars. (b) and  
18 (bm), the department may require able individuals who are 18 to 60 years of age who  
19 are not participants in a Wisconsin works employment position to participate in the  
20 employment and training program under this subsection.

21 ✓ \*b0625/3.9\* SECTION 1656tk. 49.124 (1m) (b) to (d) of the statutes are  
22 renumbered 49.13 (2) (b) to (d).

23 ✓ \*b0625/3.9\* SECTION 1656tL. 49.124 (1n) (intro.) of the statutes is renumbered  
24 49.13 (3) (intro.) and amended to read:

**SENATE BILL 55****SECTION 1656tL**

1           49.13 (3) ~~INELIGIBILITY FOR NONCOMPLIANCE WITH WORK REQUIREMENTS.~~ (intro.)

2           An individual who fails to comply with the work requirements under sub. ~~(1m)~~ (2)

3           (a) without good cause is ineligible to participate in the food stamp program under

4           this section s. 49.79 as follows:

5           ✓ **\*b0625/3.9\* SECTION 1656tm.** 49.124 (1n) (a) of the statutes is renumbered

6           49.13 (3) (a) and amended to read:

7           49.13 (3) (a) For the first occurrence of noncompliance, one month, or until the

8           person complies with the work requirements under sub. ~~(1m)~~ (2) (a), whichever is

9           later.

10          ✓ **\*b0625/3.9\* SECTION 1656tn.** 49.124 (1n) (b) of the statutes is renumbered

11          49.13 (3) (b) and amended to read:

12          49.13 (3) (b) For the 2nd occurrence of noncompliance, 3 months, or until the

13          person complies with the work requirements under sub. ~~(1m)~~ (2) (a), whichever is

14          later.

15          ✓ **\*b0625/3.9\* SECTION 1656tp.** 49.124 (1n) (c) of the statutes is renumbered

16          49.13 (3) (c) and amended to read:

17          49.13 (3) (c) For the 3rd and subsequent occurrences of noncompliance, 6

18          months, or until the person complies with the work requirements under sub. ~~(1m)~~

19          (2) (a), whichever is later.

20          ✓ **\*b0625/3.9\* SECTION 1656tq.** 49.124 (1p) of the statutes is repealed.

21          ✓ **\*b0625/3.9\* SECTION 1656tr.** 49.124 (2) of the statutes, as affected by 2001

22          Wisconsin Act .... (this act), is renumbered 49.79 (3).

23          ✓ **\*b0625/3.9\* SECTION 1656ts.** 49.124 (3) of the statutes is renumbered 49.79

24          (4) and amended to read:

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1           49.79 (4) DEDUCTIONS FROM COUNTY INCOME MAINTENANCE PAYMENTS. The  
2 department shall withhold the value of food stamp losses for which a county or  
3 federally recognized American Indian tribe is liable under sub. (2) (3) from the  
4 payment to the county or tribe under s. 20.445 (3) (dz) and (nL) income maintenance  
5 contracts under s. 49.33 and reimburse the federal government from the funds  
6 withheld.

7           ✓ \*b0625/3.9\* SECTION 1656tt. 49.124 (4) of the statutes is repealed.

8           ✓ \*b0625/3.9\* SECTION 1656tu. 49.124 (5) of the statutes is renumbered 49.79  
9 (5).

10           ✓ \*b0625/3.9\* SECTION 1656tv. 49.124 (6) of the statutes is renumbered 49.79  
11 (6).

12           ✓ \*b0625/3.9\* SECTION 1656tw. 49.124 (7) of the statutes is renumbered 49.79  
13 (7).

14           ✓ \*b0625/3.9\* SECTION 1656tx. 49.124 (8) of the statutes is renumbered 49.79  
15 (8) and amended to read:

16           49.79 (8) BENEFITS FOR QUALIFIED ALIENS. ~~Not later than June 15, 1998, the~~  
17 ~~department shall submit a plan to the secretary of the federal department of~~  
18 ~~agriculture to provide benefits under this section to a qualified alien who is ineligible~~  
19 ~~for benefits under this section solely because of the application of 8 USC 1612 or 1613.~~  
20 ~~If the secretary of the federal department of agriculture approves the plan, the~~ The  
21 ~~department shall provide benefits under this section beginning on August 1, 1998,~~  
22 ~~or on the day that the plan is approved, whichever is later, to a qualified alien who~~  
23 ~~is otherwise eligible for benefits under this section~~ ineligible for benefits under this  
24 section solely because of the application of 9 USC 1612 or 1613 according to a plan  
25 approved by the federal department of agriculture. This subsection does not apply

## SENATE BILL 55

## SECTION 1656tx

1 to the extent that federal food stamp benefits for qualified aliens are restored by the  
2 federal government.

3 ✓ **\*b0625/3.9\* SECTION 1656ty.** 49.125 of the statutes is renumbered 49.793.

4 ✓ **\*b0625/3.9\* SECTION 1656tz.** 49.127 of the statutes is renumbered 49.795.

5 ✓ **\*b0625/3.9\* SECTION 1656u.** 49.129 (title) of the statutes is renumbered  
6 49.797 (title).

7 ✓ **\*b0625/3.9\* SECTION 1656ua.** 49.129 (1) of the statutes is renumbered 49.797  
8 (1).

9 ✓ **\*b0625/3.9\* SECTION 1656ub.** 49.129 (2) (title) of the statutes is renumbered  
10 49.797 (2) (title).

11 ✓ **\*b0625/3.9\* SECTION 1656uc.** 49.129 (2) (a) of the statutes is repealed.

12 ✓ **\*b0625/3.9\* SECTION 1656ud.** 49.129 (2) (b) 1. of the statutes is renumbered  
13 49.797 (2) (a) and amended to read:

14 49.797 (2) (a) Except as provided in ~~subd. 2, par. (b)~~ and sub. (8), ~~if the necessary~~  
15 ~~authorization under par. (a) is granted, the department shall begin to implement, no~~  
16 ~~later than July 1, 1999, a~~ <sup>plain space</sup> administer a statewide program to deliver food stamp  
17 benefits to recipients of food stamp benefits by an electronic benefit transfer system  
18 and ~~shall implement the program statewide no later than April 1, 2000.~~ All  
19 suppliers, as defined in s. ~~49.127 (1) (d)~~ 49.795 (1) (d), may participate in the delivery  
20 of food stamp benefits under the electronic benefit transfer system. The department  
21 shall explore methods by which nontraditional retailers, such as farmers' markets,  
22 may participate in the delivery of food stamp benefits under the electronic benefit  
23 transfer system.

24 ✓ **\*b0625/3.9\* SECTION 1656ue.** 49.129 (2) (b) 2. of the statutes is renumbered  
25 49.797 (2) (b).

## SENATE BILL 55

1 ✓ **\*b0625/3.9\* SECTION 1656uf.** 49.129 (3) (title) of the statutes is repealed.

2 ✓ **\*b0625/3.9\* SECTION 1656ug.** 49.129 (3) (a) of the statutes is renumbered  
3 49.131 (1) and amended to read:

4 49.131 (1) The department shall request any necessary authorization from the  
5 appropriate federal agency to deliver benefits that are administered by the  
6 department, ~~other than food stamp benefits,~~ to recipients of benefits by an electronic  
7 benefit transfer system.

8 ✓ **\*b0625/3.9\* SECTION 1656uh.** 49.129 (3) (b) of the statutes is renumbered  
9 49.131 (2) and amended to read:

10 49.131 (2) If the necessary authorization under ~~par. (a) sub. (1)~~ is granted, and  
11 except as provided in sub. ~~(8) (3)~~, the department may implement a program to  
12 deliver by an electronic benefit transfer system any benefit that is administered by  
13 the department and that the department designates by rule.

14 ✓ **\*b0625/3.9\* SECTION 1656uj.** 49.129 (4) (intro.) of the statutes is renumbered  
15 49.797 (4) (intro.) and amended to read:

16 49.797 (4) ~~DUTIES, IMPLEMENTATION.~~ (intro.) In ~~implementing~~ administering a  
17 program to deliver benefits by an electronic benefit transfer system, the department  
18 shall do all of the following:

19 ✓ **\*b0625/3.9\* SECTION 1656uk.** 49.129 (4) (a) of the statutes is renumbered  
20 49.797 (4) (a).

21 ✓ **\*b0625/3.9\* SECTION 1656uL.** 49.129 (4) (b) of the statutes is renumbered  
22 49.797 (4) (b).

23 ✓ **\*b0625/3.9\* SECTION 1656um.** 49.129 (4) (c) of the statutes is renumbered  
24 49.797 (4) (c).

**SENATE BILL 55****SECTION 1656un**

1 ✓ **\*b0625/3.9\* SECTION 1656un.** 49.129 (4) (d) of the statutes is renumbered  
2 49.797 (4) (d).

3 ✓ **\*b0625/3.9\* SECTION 1656up.** 49.129 (5) of the statutes is renumbered 49.797  
4 (5).

5 ✓ **\*b0625/3.9\* SECTION 1656uq.** 49.129 (5m) of the statutes is repealed.

6 ✓ **\*b0625/3.9\* SECTION 1656ur.** 49.129 (6) of the statutes is renumbered 49.797  
7 (6).

8 ✓ **\*b0625/3.9\* SECTION 1656us.** 49.129 (7) of the statutes is renumbered 49.797  
9 (7).

10 ✓ **\*b0625/3.9\* SECTION 1656ut.** 49.129 (8) of the statutes is renumbered 49.797  
11 (8).

12 ✓ **\*b0625/3.9\* SECTION 1656uu.** 49.13 (1) (intro.) and (a) of the statutes are  
13 created to read:

14 49.13 (1) (intro.) In this section:

15 (a) "Food stamp program" means the federal food stamp program under 7 USC  
16 2011 to 2036.

17 ✓ **\*b0625/3.9\* SECTION 1656uv.** 49.131 (title) of the statutes is created to read:  
18 **49.131 (title) Electronic transfer of benefits.**

19 ✓ **\*b0625/3.9\* SECTION 1656uw.** 49.131 (3) of the statutes is created to read:

20 49.131 (3) The department may not require a county or tribal governing body  
21 to participate in an electronic benefit transfer system under this section if the costs  
22 to the county or tribal governing body would be greater than the costs that the county  
23 or tribal governing body would incur in delivering the benefits through a system that  
24 is not an electronic benefit transfer system.

25 ✓ **\*-1302/8.1\* SECTION 1657.** 49.137 (4m) of the statutes is created to read:

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1           49.137 (4m) LOCAL PASS-THROUGH GRANT PROGRAM. The department shall award  
2 grants to local governments and tribal governing bodies for programs to improve the  
3 quality of child care. The department shall promulgate rules to administer the grant  
4 program, including rules that specify the eligibility criteria and procedures for  
5 awarding the grants.

6           ✓ \*b0367/4.1\* SECTION 1657g. 49.143 (1) (a) of the statutes is repealed and  
7 recreated to read:

8           49.143 (1) (a) Except as provided in par. (ar), the department may do any of the  
9 following:

10           1. Award a contract, on the basis of a competitive process approved by the  
11 secretary of administration, to any person to administer Wisconsin works in a  
12 geographical area determined by the department under sub. (6). The competitive  
13 process shall include cost and prior experience criteria.

14           2. Contract with a Wisconsin works agency to administer Wisconsin works if  
15 that agency has met the performance standards established by the department  
16 under sub. (3), during the immediately preceding contract period.

17           ✓ \*b0367/4.1\* SECTION 1657j. 49.143 (1) (ag) of the statutes is created to read:

18           49.143 (1) (ag) A contract entered into under par. (a) 2. shall be for a term of  
19 at least 2 years. A Wisconsin works agency may elect not to enter into a contract  
20 under par. (a) 2. if the Wisconsin works agency informs the department by the date  
21 established by the department that the Wisconsin works agency has made that  
22 election. A Wisconsin works agency that has not met the performance standards  
23 established by the department under sub. (3) may apply for a contract under the  
24 competitive process established under par. (a) 1.

25           ✓ \*b0367/4.1\* SECTION 1657m. 49.143 (1) (am) of the statutes is repealed.

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## SECTION 1657p

1 ✓ \*b0367/4.1\* SECTION 1657p. 49.143 (1) (ar) of the statutes is created to read:

2 49.143 (1) (ar) If the department changes the geographical areas for which a  
3 Wisconsin works agency administers Wisconsin works as provided under sub. (6), the  
4 department shall award contracts on the basis of the competitive process established  
5 by the department under par. (a) 1. regardless of whether a Wisconsin works agency  
6 has met the performance standards established by the department under sub. (3)  
7 and is eligible to contract with the department under par. (a) 2.

8 ✓ \*b0367/4.1\* SECTION 1657r. 49.143 (1) (ay) of the statutes is amended to read:

9 49.143 (1) (ay) A county or tribal governing body that enters into a contract  
10 under par. (a) ~~or (am)~~ but elects not to compete for a subsequent contract under par.  
11 (a) 1. shall provide the notice required under this paragraph at least 6 months prior  
12 to the expiration of its contract under par. (a) ~~or (am)~~ 1. A county or tribal governing  
13 body that elects not to enter into a contract under par. ~~(am)~~ 1, (a) 2. or to compete for  
14 a contract under par. ~~(am)~~ 2. (ag) shall provide the notice required under this  
15 paragraph by the date established by the department, by rule, under par. ~~(am)~~ 1. (ag).  
16 The notice shall be provided to all employees of the county or tribal governing body  
17 who may be laid off as a result of the county's or tribal governing body's election not  
18 to enter into or compete for a contract and to the certified or recognized collective  
19 bargaining representatives of such employees, if any. The notice shall inform the  
20 employees and the representatives that the county or tribal governing body is  
21 making the election not to enter into or compete for a contract; that the employees  
22 may be laid off as a result of that election; that the employees may wish to consider  
23 forming a private agency to bid on the contract under par. (a) 1; that the employees  
24 may obtain information from the department on the competitive process under par.  
25 (a) 1. and the contract requirements under this section; and that the employees may

## SENATE BILL 55

1 obtain information from the department on steps that the employees might take to  
2 organize themselves to form a private agency for the purposes of competing for a  
3 contract under par. (a) 1. The department shall provide the information specified in  
4 this paragraph upon the request of any employee or collective bargaining  
5 representative described in this paragraph.

6 ✓ **\*b0367/4.1\* SECTION 1657u.** 49.143 (1) (b) of the statutes is amended to read:

7 49.143 (1) (b) If no acceptable provider in a geographical area is selected under  
8 par. (a) ~~or (am)~~, the department shall administer Wisconsin works in that  
9 geographical area.

10 ✓ **\*b0359/4.5\* SECTION 1659g.** 49.143 (2) (a) 9. of the statutes is repealed.

11 ✓ **\*b0360/2.6\* SECTION 1660xa.** 49.155 (1) (d) of the statutes is created to read:

12 49.155 (1) (d) "Tribal governing body" means an elected governing body of a  
13 federally recognized American Indian tribe.

14 ✓ **\*b0362/1.1\* SECTION 1660g.** 49.143 (6) of the statutes is amended to read:

15 49.143 (6) GEOGRAPHICAL AREAS. The department shall determine the  
16 geographical area for which a Wisconsin works agency will administer Wisconsin  
17 works. Beginning on the effective date of this subsection ... [revisor inserts date],  
18 the department may not change the number or the boundaries of the geographical  
19 areas that have been established under this subsection unless the department first  
20 consults with a county department that is created under s. 46.21 (2m) (a) and holds  
21 at least one public hearing in each of the geographical areas that would be affected  
22 by the proposed change. Except for federally recognized American Indian  
23 reservations and in counties with a population of 500,000 or more, no geographical  
24 area may be smaller than one county. A geographical area may include more than  
25 one county. The department need not establish the geographical areas by rule.

**SENATE BILL 55****SECTION 1660c**

1 ✓ **\*b0363/1.1\* SECTION 1660c.** 49.143 (4m) of the statutes is created to read:

2 49.143 (4m) OVERSIGHT OF WISCONSIN WORKS AGENCIES. The department shall  
3 do all of the following with respect to Wisconsin works agencies that are located in  
4 counties that have a population of 500,000 or more:

5 (a) Monitor each agency's compliance with contracts that are entered into  
6 under sub. (1).

7 (b) Provide technical assistance to each agency.

8 (c) Assist in coordinating among the agencies the services that are offered to  
9 Wisconsin works participants.

10 ✓ **\*b0367/4.2\* SECTION 1660d.** 49.143 (2g) of the statutes is created to read:

11 49.143 (2g) TRANSFER OF FUNDING ALLOCATIONS PROHIBITED. Each contract under  
12 sub. (1) shall prohibit a Wisconsin works agency from using funding that is allocated  
13 under the contract to pay Wisconsin works benefits under s. 49.148 for any of the  
14 following:

15 (a) Costs of providing direct services to Wisconsin works participants.

16 (b) Costs of administering Wisconsin works.

17 ✓ **\*b0429/2.4\* SECTION 1660f.** 49.143 (2) (e) of the statutes is repealed.

18 ✓ **\*b0625/3.10\* SECTION 1660m.** 49.143 (2) (e) of the statutes is amended to read:

19 49.143 (2) (e) To the extent permitted under federal law or waiver, certify  
20 eligibility for and issue food coupons to eligible Wisconsin works participants in  
21 conformity with 7 USC 2011 to 2029. If ~~the department receives the a~~ federal waiver  
22 necessary to enforce the contract provision under this paragraph is granted, the  
23 department and the department of health and family services shall submit to the  
24 joint committee on finance the terms of the waiver and an implementation plan prior  
25 to enforcing the contract provision under this paragraph.

## SENATE BILL 55

1 ✓\*b0359/4.6\* SECTION 1661b. 49.155 (1g) (b) of the statutes is amended to read:

2 49.155 (1g) (b) From the appropriation under s. 20.445 (3) (mc), distribute  
3 \$8,012,500 \$44,955,200 in fiscal year ~~1999-2000~~ 2001-02 and \$7,412,500  
4 \$27,977,500 in fiscal year ~~2000-01~~ 2002-03 for the purposes of providing technical  
5 assistance for child care providers ~~and of~~ for administering the child care program  
6 under this section and for grants under s. 49.136 (2) for the start-up and expansion  
7 of child day care services, ~~and~~ for child day care start-up and expansion planning,  
8 for grants under s. 49.134 (2) for child day care resource and referral services, for  
9 grants under s. 49.137 (3) to assist child care providers in meeting the quality of care  
10 standards established under sub. (1d), ~~and~~ for a system of rates or a program of  
11 grants, as provided under sub. (1d), ~~to reimburse~~ for reimbursement of child care  
12 providers that meet those quality of care standards ~~and~~, for grants under s. 49.137  
13 (2) and (4m), for a child care scholarship and bonus program, for safe child care  
14 activities, for administration of the department's office of child care, and for contracts  
15 under s. 49.137 (4) to improve the quality of child day care services in this state.

16 ✓\*-1302/8.3\* SECTION 1662. 49.155 (1g) (c) of the statutes is amended to read:

17 49.155 (1g) (c) From the appropriation under s. 20.445 (3) (mc), transfer  
18 \$3,596,900 \$4,549,500 in fiscal year ~~1999-2000~~ 2001-02 and \$3,745,200 \$4,733,700  
19 in fiscal year ~~2000-01~~ 2002-03 to the appropriation under s. 20.435 (3) (kx), ~~and~~  
20 transfer \$20,700 in fiscal year 1999-2000 and \$27,700 in fiscal year 2000-01 to the  
21 appropriation under s. 20.435 (8) (kx), ~~for the purpose of day care center licensing~~  
22 ~~under s. 48.65.~~

23 ✓\*b0625/3.11\* SECTION 1663j. 49.155 (1m) (a) 3m. of the statutes is amended  
24 to read:

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**SECTION 1663j**

1           49.155 (1m) (a) 3m. Participate in a job search or work experience component  
2 of the food stamp employment and training program under s. ~~49.124 (1m)~~ 49.13.

3           ✓\*-0441/6.42\* **SECTION 1664.** 49.155 (1m) (bm) of the statutes is amended to  
4 read:

5           49.155 (1m) (bm) If the individual is providing care for a child under a court  
6 order and is receiving payments on behalf of the child under s. 48.57 (3m) or (3n),  
7 or if the individual is a foster parent or treatment foster parent, and child care is  
8 needed for that child, the individual meets the requirement under s. 49.145 (2) (c).

*delete space*

\*\*\*\*NOTE: This is reconciled s. 49.155 (1m). This SECTION has been affected by drafts with the following LRB numbers: LRB-0441/5 and LRB-1302/7.

9           ✓\*-1302/8.4\* **SECTION 1665.** 49.155 (1m) (c) (intro.) of the statutes is repealed.

10           ✓\*-1302/8.5\* **SECTION 1666.** 49.155 (1m) (c) 1. (intro.) of the statutes is amended  
11 to read:

12           49.155 (1m) (c) 1. (intro.) ~~The~~ Except as provided in subds. 1g., 1h., 1m., 2., and  
13 3., the gross income of the individual's family is at or below 185% of the poverty line  
14 for a family the size of the individual's family or, for an individual who is already  
15 receiving a child care subsidy under this section, the gross income of the individual's  
16 family is at or below 200% of the poverty line for a family the size of the individual's  
17 family. In calculating the gross income of the family, the Wisconsin works agency  
18 shall include income described under s. 49.145 (3) (b) 1. and 3., except that, in  
19 calculating farm and self-employment income, the Wisconsin works agency shall  
20 include the sum of the following:

21           ✓\*-1302/8.6\* **SECTION 1667.** 49.155 (1m) (c) 1g. of the statutes is amended to  
22 read:

**SENATE BILL 55**

1           49.155 (1m) (c) 1g. ~~The~~ If the individual is a foster parent of the child ~~and~~, the  
2 child's biological or adoptive family has a gross income that is at or below 200% of the  
3 poverty line. In calculating the gross income of the child's biological or adoptive  
4 family, the Wisconsin works agency shall include income described under s. 49.145  
5 (3) (b) 1. and 3.

6 ✓ **\*-1302/8.7\* SECTION 1668.** 49.155 (1m) (c) 1h. of the statutes is amended to  
7 read:

8           49.155 (1m) (c) 1h. ~~The~~ If the individual is a relative of the child, is providing  
9 care for the child under a court order, and is receiving payments under s. 48.57 (3m)  
10 or (3n) on behalf of the child ~~and~~, the child's biological or adoptive family has a gross  
11 income that is at or below 200% of the poverty line. In calculating the gross income  
12 of the child's biological or adoptive family, the Wisconsin works agency shall include  
13 income described under s. 49.145 (3) (b) 1. and 3.

14 ✓ **\*-1302/8.8\* SECTION 1669.** 49.155 (1m) (c) 1m. of the statutes is amended to  
15 read:

16           49.155 (1m) (c) 1m. ~~The~~ If the individual was eligible under s. 49.132 (4) (a),  
17 1995 stats., for aid under s. 49.132, 1995 stats., and received aid under s. 49.132, 1995  
18 stats., on September 30, 1997, but lost aid solely because of the application of s.  
19 49.132 (6), 1995 stats., ~~and~~ the gross income of the individual's family is at or below  
20 200% of the poverty line for a family the size of the individual's family. This  
21 subdivision does not apply to an individual whose family's gross income at any time  
22 on or after September 30, 1997, is more than 200% of the poverty line for a family the  
23 size of the individual's family.

24 ✓ **\*-1302/8.9\* SECTION 1670.** 49.155 (1m) (c) 2. of the statutes is amended to read:

**SENATE BILL 55****SECTION 1670**

1           49.155 (1m) (c) 2. ~~The~~ If the individual was eligible under s. 49.132 (4) (am),  
2           1995 stats., for aid under s. 49.132, 1995 stats., and received aid under s. 49.132, 1995  
3           stats., on or after May 10, 1996, but lost eligibility solely because of increased  
4           income, ~~and~~ the gross income of the individual's family is at or below 200% of the  
5           poverty line for a family the size of the individual's family. This subdivision does not  
6           apply to an individual whose family's gross income increased to more than 200% of  
7           the poverty line for a family the size of the individual's family.

8           ✓ ~~\*-1302/8.10\*~~ **SECTION 1671.** 49.155 (1m) (c) 3. of the statutes is amended to  
9           read:

10           49.155 (1m) (c) 3. ~~The~~ If the individual was eligible for a child care subsidy  
11           under s. 49.191 (2), 1997 stats., on or after May 10, 1996, and received a child care  
12           subsidy on or after May 10, 1996, but lost the subsidy solely because of increased  
13           income, ~~and~~ the gross income of the individual's family is at or below 200% of the  
14           poverty line for a family the size of the individual's family. This subdivision does not  
15           apply to an individual whose family's gross income increased to more than 200% of  
16           the poverty line for a family the size of the individual's family.

17           ✓ ~~\*-1302/8.11\*~~ **SECTION 1674.** 49.155 (3m) (title) of the statutes is amended to  
18           read:

19           49.155 (3m) (title) ~~DISTRIBUTION OF CHILD CARE FUNDS TO COUNTIES AND CERTAIN~~  
20           ~~CHILD CARE PROVIDERS.~~

21           ✓ ~~\*-1302/8.12\*~~ **SECTION 1675.** 49.155 (3m) (a) of the statutes is amended to read:

22           49.155 (3m) (a) The department shall reimburse child care providers or shall  
23           distribute funds to county departments under s. 46.215, 46.22 or 46.23 or tribal  
24           governing bodies for child care services provided under this section and to private  
25           nonprofit agencies that provide child care for children of migrant workers. The

## SENATE BILL 55

1 department may reimburse a Wisconsin works agency for child care that the  
2 Wisconsin works agency provides to the children of Wisconsin works participants  
3 and applicants.

4 ✓\*-1302/8.13\* SECTION 1676. 49.155 (3m) (d) of the statutes is amended to read:

5 49.155 (3m) (d) No funds distributed under par. (a) may be used to provide for  
6 child care services that are provided for a child by a ~~person~~ child care provider who  
7 is the parent of the child or who resides with the child, unless the county determines  
8 that the care is necessary because of a special health condition of the child.

9 ✓\*-1303/5.5\* SECTION 1678. 49.175 (1) (intro.) of the statutes is amended to  
10 read:

11 49.175 (1) ALLOCATION OF FUNDS. (intro.) ~~Within~~ Except as provided in sub. (2),  
12 within the limits of the appropriations under s. 20.445 (3) (a), (br), (cm), (dc), (dz), (e),  
13 ~~(em)~~, (jL), (k), (L), ~~(Lm)~~, (mc), (md), (nL), (pm), and (ps), the department shall allocate  
14 the following amounts for the following purposes:

15

16

17

delete space

18 ✓\*b0359/4.8\* SECTION 1679b. 49.175 (1) (a) of the statutes is repealed and  
19 recreated to read:

20 49.175 (1) (a) *Wisconsin works benefits*. For Wisconsin works benefits provided  
21 under contracts having a term that begins on January 1, 2000, and ends on  
22 December 31, 2001, \$24,654,800 in fiscal year 2001-02; and for Wisconsin works  
23 benefits provided under contracts having a term that begins on January 1, 2002, and  
24 ends on December 31, 2003, \$24,654,800 in fiscal year 2001-02 and \$49,309,600 in  
25 fiscal year 2002-03.

**SENATE BILL 55****SECTION 1680b**

1 ✓ **\*b0359/4.8\* SECTION 1680b.** 49.175 (1) (b) of the statutes is repealed and  
2 recreated to read:

3 49.175 (1) (b) *Wisconsin works administration and ancillary services.* For  
4 administration of Wisconsin works and program services under Wisconsin works  
5 performed under contracts under s. 49.143 having a term that begins on  
6 January 1, 2000, and ends on December 31, 2001, \$63,269,900 in fiscal year  
7 2001–02; and for administration of Wisconsin works and program services under  
8 Wisconsin works performed under contracts under s. 49.143 having a term that  
9 begins on January 1, 2002, and ends on December 31, 2003, \$49,610,800 in fiscal  
10 year 2001–02 and \$99,221,600 in fiscal year 2002–03.

11 ✓ **\*b0359/4.8\* SECTION 1681b.** 49.175 (1) (c) of the statutes is amended to read:

12 49.175 (1) (c) *Performance bonuses.* For the payment of performance bonuses  
13 to Wisconsin works agencies that have entered into contracts under s. 49.143 having  
14 a term that begins on January 1, 2000, and that ends on December 31, 2001,  
15 ~~\$3,706,300 in fiscal year 1999–2000 and \$7,413,100~~ \$12,820,800 in fiscal year  
16 ~~2000–01~~ 2001–02.

17 ✓ **\*b0359/4.8\* SECTION 1682b.** 49.175 (1) (d) of the statutes is repealed and  
18 recreated to read:

19 49.175 (1) (d) *Community reinvestment.* For the payment of community  
20 reinvestment funds that are earned as part of contracts entered into under s. 49.143  
21 having a term that begins on September 1, 1997, and ends on December 1, 1999,  
22 \$20,849,000 in fiscal year 2001–02; and for the payment of community reinvestment  
23 funds that are earned as part of contracts entered into under s. 49.143 having a term  
24 that begins on January 1, 2000, and ends on December 1, 2001, \$2,769,900 in fiscal  
25 year 2001–02 and \$5,539,700 in fiscal year 2002–03.

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1 ✓ **\*b0359/4.8\* SECTION 1682c.** 49.175 (1) (d) of the statutes, as affected by 2001  
2 Wisconsin Act .... (this act), is amended to read:

3 49.175 (1) (d) *Community reinvestment.* For the ~~payment of community~~  
4 ~~reinvestment funds that are earned as part of contracts entered into under s. 49.143~~  
5 ~~having a term that begins on January 1, 1998, and ends on December 1, 1999,~~  
6 ~~\$20,849,000 in fiscal year 2001-02;~~ and for the payment of community reinvestment  
7 funds that are earned as part of contracts entered into under s. 49.143 having a term  
8 that begins on January 1, 2000, and ends on December 1, 2001, \$2,769,900 in fiscal  
9 year 2001-02 and \$5,539,700 in fiscal year 2002-03.

10 ✓ **\*b0359/4.8\* SECTION 1683b.** 49.175 (1) (e) of the statutes is amended to read:

11 49.175 (1) (e) ~~Initial contracts~~ Contracts for 2000 and 2001. For contracts  
12 under s. 49.143 having a term that begins on January 1, 2000, and ends on  
13 December 31, 1999, ~~\$245,171,800~~ 2001, \$20,136,800 in fiscal year ~~1999-2000~~  
14 2001-02.

15 ✓ **\*b0359/4.8\* SECTION 1684b.** 49.175 (1) (f) of the statutes is repealed.

16 ✓ **\*b0359/4.8\* SECTION 1685b.** 49.175 (1) (g) of the statutes is amended to read:

17 49.175 (1) (g) *State administration of public assistance programs.* For state  
18 administration of public assistance programs, ~~\$31,831,000~~ \$24,767,500 in fiscal year  
19 ~~1999-2000~~ 2001-02 and ~~\$31,783,200~~ \$24,780,000 in fiscal year ~~2000-01~~ 2002-03.

20 ✓ **\*b0359/4.8\* SECTION 1686b.** 49.175 (1) (h) of the statutes is amended to read:

21 49.175 (1) (h) *Food stamps for legal immigrants.* For food stamp benefits to  
22 qualified aliens under s. 49.124 (8), ~~\$420,000~~ \$745,000 in each fiscal year ~~2001-02.~~

23 ✓ **\*b0359/4.8\* SECTION 1687b.** 49.175 (1) (j) of the statutes is amended to read:

## SENATE BILL 55

## SECTION 1687b

1           49.175 (1) (j) *Funeral expenses.* For funeral expenses under s. 49.30,  
2           \$3,300,000 ~~\$4,550,200~~ in fiscal year ~~1999–2000~~ 2001–02 and ~~\$3,925,100~~ \$4,550,200  
3           in fiscal year ~~2000–01~~ 2002–03.

4           ✓ **\*b0359/4.8\* SECTION 1689b.** 49.175 (1) (n) of the statutes is amended to read:

5           49.175 (1) (n) *Job access loans.* For job access loans under s. 49.147 (6),  
6           \$600,000 \$1,000,000 in each fiscal year.

7           ✓ **\*b0359/4.8\* SECTION 1689m.** 49.175 (1) (o) of the statutes is repealed.

8           ✓ **\*b0359/4.8\* SECTION 1690b.** 49.175 (1) (p) of the statutes is amended to read:

9           49.175 (1) (p) *Direct child care services.* For direct child care services under s.  
10           49.155, ~~\$159,560,000~~ \$274,500,000 in fiscal year ~~1999–2000~~ 2001–02 and  
11           ~~\$181,050,000~~ \$305,550,000 in fiscal year ~~2000–01~~ 2002–03.

12           ✓ **\*b0359/4.8\* SECTION 1691b.** 49.175 (1) (q) of the statutes is amended to read:

13           49.175 (1) (q) *Indirect child care services.* For indirect child care services under  
14           s. 49.155 (1g), ~~\$11,812,300~~ \$24,293,900 in fiscal year ~~1999–2000~~ 2001–02 and  
15           ~~\$11,367,600~~ \$15,458,000 in fiscal year ~~2000–01~~ 2002–03.

16           ✓ **\*b0359/4.8\* SECTION 1692b.** 49.175 (1) (qm) of the statutes is created to read:

17           49.175 (1) (qm) *Local pass-through grant program.* For the local pass-through  
18           grant program under s. 49.137 (4m), \$25,210,800 in fiscal year 2001–02 and  
19           \$17,253,200 in fiscal year 2002–03.

20           ✓ **\*b0359/4.8\* SECTION 1692m.** 49.175 (1) (r) of the statutes is amended to read:

21           49.175 (1) (r) *Early childhood excellence initiative.* For grants under s. 49.1375,  
22           \$7,500,000 in each \$11,145,900 in fiscal year 2001–02 and \$2,500,000 in fiscal year  
23           2002–03.

24           ✓ **\*b0359/4.8\* SECTION 1693b.** 49.175 (1) (s) of the statutes is repealed.

25           ✓ **\*b0359/4.8\* SECTION 1695b.** 49.175 (1) (u) of the statutes is amended to read:

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1           49.175 (1) (u) *Workforce attachment*. For services specified under s. 49.173,  
2           ~~\$9,700,000~~ \$9,641,000 in fiscal year ~~1999–2000~~ 2001–02 and ~~\$10,000,000~~  
3           \$5,000,000 in fiscal year ~~2000–01~~. ~~The department may not distribute moneys~~  
4           ~~allocated under this paragraph unless the joint committee on finance approves the~~  
5           ~~distribution 2002–03.~~

6           ✓ **\*b0359/4.8\* SECTION 1696b.** 49.175 (1) (v) of the statutes is amended to read:

7           49.175 (1) (v) *Transportation assistance*. For transportation assistance under  
8           s. 49.157, ~~\$200,000 in fiscal year 1999–2000~~ and ~~\$2,000,000~~ \$1,000,000 in each fiscal  
9           year ~~2000–01~~.

10          ✓ **\*b0359/4.8\* SECTION 1697b.** 49.175 (1) (w) of the statutes is repealed.

11          ✓ **\*b0359/4.8\* SECTION 1698b.** 49.175 (1) (x) of the statutes is repealed.

12          ✓ **\*b0359/4.8\* SECTION 1699b.** 49.175 (1) (y) of the statutes is amended to read:

13           49.175 (1) (y) *Literacy initiative*. For literacy grants under s. 49.169 and  
14           literacy services administered by the governor's office, ~~\$1,454,100 in each~~ \$1,425,800  
15           in fiscal year 2001–02 and \$800,000 in fiscal year 2002–03.

16          ✓ **\*b0359/4.8\* SECTION 1700b.** 49.175 (1) (z) of the statutes is amended to read:

17           49.175 (1) (z) *Community youth grant*. For a competitive grant program  
18           administered by the department to fund programs that improve social, academic,  
19           and employment skills of youth who are eligible to receive temporary assistance for  
20           needy families under 42 USC 601 et seq., ~~\$7,500,000 in each~~ \$7,579,700 in fiscal year  
21           2001–02 and \$500,000 fiscal year 2002–03.

22          ✓ **\*b0359/4.8\* SECTION 1701b.** 49.175 (1) (zb) of the statutes is repealed.

23          ✓ **\*b0359/4.8\* SECTION 1702b.** 49.175 (1) (zc) of the statutes is repealed.

24          ✓ **\*b0359/4.8\* SECTION 1703b.** 49.175 (1) (zd) of the statutes is amended to read:

**SENATE BILL 55****SECTION 1703b**

1           49.175 (1) (zd) *Alcohol and other drug abuse.* For grants made under s. 49.167  
2 to organizations that provide community-based alcohol and other drug abuse  
3 treatment to individuals who are eligible for temporary assistance for needy families  
4 under 42 USC 601 et. seq., ~~\$1,000,000 in each~~ \$500,000 in fiscal year 2001-02.

5 ✓ **\*b0359/4.8\* SECTION 1704b.** 49.175 (1) (ze) 1. of the statutes is amended to  
6 read:

7           49.175 (1) (ze) 1. ‘Kinship care and long-term kinship care assistance.’ For the  
8 kinship care and long-term kinship care programs under s. 48.57 (3m), (3n), and  
9 (3p), ~~\$24,530,100 in~~ \$24,852,600 in each fiscal year ~~1999-2000 and \$26,164,100 in~~  
10 ~~fiscal year 2000-01~~.

11 ✓ **\*b0359/4.8\* SECTION 1705b.** 49.175 (1) (ze) 2. of the statutes is amended to  
12 read:

13           49.175 (1) (ze) 2. ‘Children of recipients of supplemental security income.’ For  
14 payments made under s. 49.775 for the support of the dependent children of  
15 recipients of supplemental security income, ~~\$13,745,200~~ \$20,145,000 in fiscal year  
16 ~~1999-2000~~ 2001-02 and ~~\$17,930,000~~ \$19,796,000 in fiscal year ~~2000-01~~ 2002-03.

17 ✓ **\*b0359/4.8\* SECTION 1706b.** 49.175 (1) (ze) 3. of the statutes is repealed.

18 ✓ **\*b0359/4.8\* SECTION 1706m.** 49.175 (1) (ze) 5. of the statutes is repealed.

19 ✓ **\*b0359/4.8\* SECTION 1707b.** 49.175 (1) (ze) 7. of the statutes is amended to  
20 read:

21           49.175 (1) (ze) 7. ‘Adolescent services and pregnancy prevention programs.’  
22 For adolescent services and pregnancy prevention programs under ss. 46.93, 46.99,  
23 and 46.995, ~~\$1,808,300~~ \$1,816,500 in each fiscal year.

24 ✓ **\*b0359/4.8\* SECTION 1708b.** 49.175 (1) (ze) 8. of the statutes is amended to  
25 read:

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1           49.175 (1) (ze) 8. ‘Domestic abuse services grants.’ For the domestic abuse  
2 services grants under s. 46.95 (2), ~~\$975,000 in fiscal year 1999–2000 and \$1,000,000~~  
3 in each fiscal year thereafter.

4           ✓ \*b0359/4.8\* SECTION 1709b. 49.175 (1) (ze) 10. of the statutes is repealed.

5           ✓ \*b0359/4.8\* SECTION 1709d. 49.175 (1) (ze) 10m. of the statutes is created to  
6 read:

7           49.175 (1) (ze) 10m. ‘Safety services.’ For services provided in counties having  
8 a population of 500,000 or more to ensure the safety of children who the department  
9 of health and family services determines may remain at home if appropriate services  
10 are provided, \$7,094,100 in each fiscal year.

11           ✓ \*b0359/4.8\* SECTION 1709f. 49.175 (1) (ze) 11. of the statutes is created to read:

12           49.175 (1) (ze) 11. ‘Prevention services.’ For services to prevent child abuse or  
13 neglect in counties having a population of 500,000 or more, \$1,489,600 in each fiscal  
14 year.

15           ✓ \*b0359/4.8\* SECTION 1710b. 49.175 (1) (zf) of the statutes is amended to read:

16           49.175 (1) (zf) *Badger Challenge*. For the Badger Challenge program under s.  
17 21.25, ~~\$33,300 in fiscal year 1999–2000 and \$83,200 in~~ \$83,200 in each fiscal year  
18 ~~2000–01.~~

19           ✓ \*b0359/4.8\* SECTION 1711b. 49.175 (1) (zh) of the statutes is amended to read:

20           49.175 (1) (zh) EARNED INCOME TAX CREDIT. For the transfer of moneys from the  
21 appropriation account under s. 20.445 (3) (md) to the appropriation account under  
22 s. 20.835 (2) (kf) for the earned income tax credit, ~~\$51,000,000~~ \$51,244,500 in fiscal  
23 year ~~1999–2000~~ 2001–02 and ~~\$54,000,000~~ \$52,200,000 in fiscal year ~~2000–01~~  
24 2002–03.

## SENATE BILL 55

## SECTION 1686b

1 ✓ **\*b0625/3.12\* SECTION 1686b.** 49.175 (1) (h) of the statutes, as affected by 2001  
2 Wisconsin Act .... (this act), is amended to read:

3 49.175 (1) (h) *Food stamps for legal immigrants.* For food stamp benefits to  
4 qualified aliens under s. ~~49.124~~ 49.79 (8), \$745,000 in fiscal year 2001–02.

5 ✓ **\*b0363/1.2\* SECTION 1694b.** 49.175 (1) (t) of the statutes is repealed.

6 ✓ **\*-1303/5.40\* SECTION 1714.** 49.175 (1) (zm) of the statutes is repealed.

7 ✓ **\*-1303/5.41\* SECTION 1715.** 49.175 (2) (title) of the statutes is amended to  
8 read:

9 49.175 (2) (title) ~~REDISTRIBUTION~~ REALLOCATION OF FUNDS.

10 *delete space*

11 ✓ **\*b0364/2.6\* SECTION 1716m.** 49.175 (2) of the statutes is renumbered 49.175  
12 (2) (a) (intro.) and amended to read:

13 49.175 (2) (a) (intro.) The department may ~~redistribute~~ reallocate funds that  
14 are allocated for a purpose specified under any under a paragraph under sub. (1) to  
15 be used for any other purpose specified in any other a paragraph under sub. (1) if the  
16 all of the following requirements are met:

17 3. If the department proposes to reallocate not more than 5% of the total  
18 amount allocated for a purpose specified under a paragraph under sub. (1), the  
19 secretary of administration approves the ~~redistribution~~ reallocation.

20 ✓ **\*b0364/2.6\* SECTION 1716o.** 49.175 (2) (a) 1. of the statutes is created to read:

21 49.175 (2) (a) 1. The purpose for which the funds are reallocated is authorized  
22 by the appropriation from which the funds are derived.

23 ✓ **\*b0364/2.6\* SECTION 1716q.** 49.175 (2) (a) 2. of the statutes is created to read:

24 49.175 (2) (a) 2. The funds are reallocated for expenditure in the same fiscal  
25 year for which they were allocated under sub. (1).

## SENATE BILL 55

1 ✓ **\*b0364/2.6\* SECTION 1716s.** 49.175 (2) (a) 4. of the statutes is created to read:

2 49.175 (2) (a) 4. If the department proposes to reallocate more than 5% of the  
3 total amount allocated for a purpose specified under a paragraph under sub. (1), the  
4 secretary of administration approves the reallocation, and the joint committee on  
5 finance approves the reallocation as specified under par. (b).

6 ✓ **\*b0364/2.6\* SECTION 1716v.** 49.175 (2) (b) of the statutes is created to read:

7 49.175 (2) (b) If the department proposes to reallocate more than 5% of the total  
8 amount allocated for a purpose specified under a paragraph under sub. (1), and the  
9 secretary of administration has approved the reallocation under par. (a) 4., the  
10 secretary shall submit the proposal to the joint committee on finance for review. If  
11 the cochairpersons of the joint committee on finance do not notify the secretary  
12 within 14 working days after the date on which the proposal is submitted that the  
13 committee intends to schedule a meeting to review the proposal, the funds may be  
14 reallocated as proposed by the department. If, within 14 working days after the date  
15 on which the proposal is submitted, the cochairpersons of the committee notify the  
16 secretary that the committee intends to schedule a meeting to review the proposal,  
17 the funds may be reallocated only upon approval by the committee.

18 ✓ **\*b0364/2.6\* SECTION 1717g.** 49.175 (2) (c) of the statutes is created to read:

19 (19) 49.175 (2) <sup>check spacing</sup> (c) If the amounts of federal block grant moneys that are required  
20 to be credited to the appropriation accounts under s. 20.445 (3) (mc) and (md) are less  
21 than the amounts appropriated under s. 20.445 (3) (mc) and (md), the department  
22 shall submit a plan to the secretary of administration for reducing the amounts of  
23 moneys allocated under sub. (1). If the secretary of administration approves the  
24 plan, the amounts of moneys required to be allocated under sub. (1) may be reduced

## SENATE BILL 55

## SECTION 1717g

1 as proposed by the department and the department shall allocate the moneys as  
2 specified in the plan.

3 ✓ **\*-1303/5.44\* SECTION 1718.** 49.175 (3) of the statutes is created to read:

4 49.175 (3) REPORT ON EXPENDITURES. By November 1 of each fiscal year, the  
5 department shall submit a report to the secretary of administration and the  
6 cochairpersons of the joint committee on finance on the expenditures made from the  
7 appropriation accounts under s. 20.445 (3) (a), (br), (cm), (dc), (dz), (e), (em), (jL), (k),  
8 (L), (mc), (md), (nL), (pm), and (ps) in the previous fiscal year for the purposes  
9 specified in sub. (1).

10 ✓ **\*b0359/4.9\* SECTION 1718x.** 49.185 of the statutes is repealed.

11 *Delete space*

12 ✓ **\*b0625/3.13\* SECTION 1723m.** 49.197 (1m) of the statutes is amended to read:

13 49.197 (1m) FRAUD INVESTIGATION. From the appropriations under s. 20.445 (3)  
14 (dz), (~~kx~~), (L), (md), (n), and (nL), the department shall establish a program to  
15 investigate suspected fraudulent activity on the part of recipients of ~~medical~~  
16 ~~assistance under subch. IV~~, aid to families with dependent children under s. 49.19  
17 ~~and the food stamp program under 7 USC 2011 to 2036 and~~, on the part of  
18 participants in the Wisconsin works program under ss. 49.141 to 49.161, and, if the  
19 department of health and family services contracts with the department under sub.  
20 (5), on the part of recipients of medical assistance under subch. IV and food stamp  
21 benefits under the food stamp program under 7 USC 2011 to 2036. The department's  
22 activities under this subsection may include, but are not limited to, comparisons of  
23 information provided to the department by an applicant and information provided  
24 by the applicant to other federal, state, and local agencies, development of an  
25 advisory welfare investigation prosecution standard, and provision of funds to

## SENATE BILL 55

1 county departments under ss. 46.215, 46.22, and 46.23 and to Wisconsin works  
2 agencies to encourage activities to detect fraud. The department shall cooperate  
3 with district attorneys regarding fraud prosecutions.

4 ✓ **\*b0365/2.4\* SECTION 1724g.** 49.197 (3) of the statutes is amended to read:

5 49.197 (3) STATE ERROR REDUCTION ACTIVITIES. The department shall conduct  
6 activities to reduce payment errors in medical assistance under subch. IV, Wisconsin  
7 works under ss. 49.141 to 49.161, aid to families with dependent children under s.  
8 49.19 and the food stamp program under 7 USC 2011 to 2029. The department shall  
9 fund the activities under this section from the appropriation under s. 20.445 (3) (L).

10 ✓ **\*b0625/3.13\* SECTION 1724m.** 49.197 (3) of the statutes, as affected by 2001  
11 Wisconsin Act ... (this act), is amended to read:

12 49.197 (3) STATE ERROR REDUCTION ACTIVITIES. The department shall conduct  
13 activities to reduce payment errors in ~~medical assistance under subch. IV, Wisconsin~~  
14 ~~works under ss. 49.141 to 49.161, aid to families with dependent children under s.~~  
15 ~~49.19 and the food stamp program under 7 USC 2011 to 2029~~ and, if the department  
16 of health and family services contracts with the department under sub. (5), the  
17 medical assistance program under subch. IV and the food stamp program under 7  
18 USC 2011 to 2036.

19 ✓ **\*b0365/2.4\* SECTION 1725ag.** 49.197 (4) of the statutes is amended to read:

20 49.197 (4) COUNTY AND TRIBAL ERROR REDUCTION. The department shall provide  
21 funds from the appropriations under s. 20.445 (3) (dz), and (L) ~~and (Lm)~~ and federal  
22 matching funds from the appropriations under s. 20.445 (3) (md), (n) and (nL) to  
23 counties and governing bodies of federally recognized American Indian tribes  
24 administering medical assistance under subch. IV, aid to families with dependent

**SENATE BILL 55****SECTION 1725ag**

1 children under s. 49.19 or the food stamp program under 7 USC 2011 to 2029 to offset  
2 administrative costs of reducing payment errors in those programs.

3 ✓ **\*b0625/3.13\* SECTION 1725am.** 49.197 (4) of the statutes, as affected by 2001  
4 Wisconsin Act .... (this act), is amended to read:

5 49.197 (4) COUNTY AND TRIBAL ERROR REDUCTION. The department shall provide  
6 funds from the appropriations under s. 20.445 (3) (dz), ~~(kx)~~, and (L) and federal  
7 matching funds from the appropriations under s. 20.445 (3) ~~(md)~~, (n) and (nL) to  
8 counties and governing bodies of federally recognized American Indian tribes  
9 administering ~~medical assistance under subch. IV, aid to families with dependent~~  
10 ~~children under s. 49.19 or the food stamp program under 7 USC 2011 to 2029~~ or, if  
11 the department of health and family services contracts with the department under  
12 sub. (5), the medical assistance program under subch. IV and the food stamp  
13 program under 7 USC 2011 to 2036 to offset administrative costs of reducing  
14 payment errors in those programs.

15 ✓ **\*b0625/3.13\* SECTION 1725b.** 49.197 (5) of the statutes is created to read:

16 49.197 (5) CONTRACTS FOR MEDICAL ASSISTANCE AND FOOD STAMPS. The  
17 department of health and family services may contract with the department to  
18 investigate suspected fraudulent activity on the part of recipients of medical  
19 assistance under subch. IV or recipients of food stamp benefits under the food stamp  
20 program under 7 USC 2011 to 2036 as provided in this section.

21 ✓ **\*b0625/3.13\* SECTION 1725c.** 49.22 (6) of the statutes is amended to read:

22 49.22 (6) The department shall establish, pursuant to federal and state laws,  
23 rules and regulations, a uniform system of fees for services provided under this  
24 section to individuals not receiving aid under s. 46.261, 49.19 or 49.47; benefits under  
25 s. 49.124, 49.148 ~~or~~, 49.155, or 49.79; foster care maintenance payments under 42

## SENATE BILL 55

1 USC 670 to 679a; or kinship care payments under s. 48.57 (3m) or long-term kinship  
2 care payments under s. 48.57 (3n). The system of fees may take into account an  
3 individual's ability to pay. Any fee paid and collected under this subsection may be  
4 retained by the county providing the service except for the fee specified in 42 USC  
5 653 (e) (2) for federal parent locator services.

6 ✓ ~~\*-1939/5.15\*~~ SECTION 1726. 49.30 (2) of the statutes is amended to read:

7 49.30 (2) From the ~~appropriation~~ appropriations under s. 20.445 (3) (dz) and  
8 (md), the department shall reimburse a county or applicable tribal governing body  
9 or organization for any amount that the county or applicable tribal governing body  
10 or organization is required to pay under sub. (1). From the ~~appropriation~~  
11 appropriations under s. 20.445 (3) (dz) and (md), the department shall reimburse a  
12 county or applicable tribal governing body or organization for cemetery expenses or  
13 for funeral and burial expenses for persons described under sub. (1) that the county  
14 or applicable tribal governing body or organization is not required to pay under subs.  
15 (1) and (1m) only if the department approves the reimbursement due to unusual  
16 circumstances.

17 ✓ ~~\*-1939/5.16\*~~ SECTION 1727. 49.32 (2) (d) of the statutes is amended to read:

18 49.32 (2) (d) The department shall disburse from state or federal funds or both  
19 the entire amount and charge the county for its share under s. 49.33 (8) ~~and (9)~~.

20 *delete space*  
21 ✓ \*b0625/3.14\* SECTION 1728m. 49.32 (7) (b) of the statutes is amended to read:

22 49.32 (7) (b) The department shall conduct a program to periodically match the  
23 records of recipients of ~~medical assistance under s. 49.46, 49.468 or 49.47~~, aid to  
24 families with dependent children under s. 49.19 ~~and the food stamp program under~~  
25 ~~7 USC 2011 to 2029~~ and, if the department of health and family services contracts

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## SECTION 1728m

1 with the department under s. 49.197 (5), recipients of medical assistance under  
2 subch. IV and food stamp benefits under the food stamp program under 7 USC 2011  
3 to 2036 with the records of recipients under those programs in other states. If an  
4 agreement with the other states can be obtained, matches with records of states  
5 contiguous to this state shall be conducted at least annually.

6 ✓ **\*b0625/3.14\* SECTION 1729m.** 49.32 (7) (c) of the statutes is amended to read:

7 49.32 (7) (c) The department shall conduct a program to periodically match the  
8 address records of recipients of ~~medical assistance under s. 49.46, 49.468 or 49.47,~~  
9 aid to families with dependent children under s. 49.19 and the ~~food stamp program~~  
10 under 7 USC 2011 to 2029 and, if the department of health and family services  
11 contracts with the department under s. 49.197 (5), recipients of medical assistance  
12 under subch. IV and food stamp benefits under the food stamp program under 7 USC  
13 2011 to 2036 to verify residency and to identify recipients receiving duplicate or  
14 fraudulent payments.

15 ✓ **\*b0625/3.14\* SECTION 1730m.** 49.32 (7) (d) of the statutes is amended to read:

16 49.32 (7) (d) The department, with assistance from the department of  
17 corrections, shall conduct a program to periodically match the records of persons  
18 confined in state correctional facilities with the records of recipients of ~~medical~~  
19 ~~assistance under s. 49.46, 49.468 or 49.47,~~ aid to families with dependent children  
20 under s. 49.19 and the ~~food stamp program under 7 USC 2011 to 2029~~ and, if the  
21 department of health and family services contracts with the department under s.  
22 49.197 (5), recipients of medical assistance under subch. IV and food stamp benefits  
23 under the food stamp program under 7 USC 2011 to 2036 to identify recipients who  
24 may be ineligible for benefits.

## SENATE BILL 55

1 ✓\*b0429/2.5\* SECTION 1730f. 49.32 (10) (a) (intro.) of the statutes is amended  
2 to read:

3 49.32 (10) (a) (intro.) Each county department under s. 46.215, 46.22, or 46.23  
4 may release the current address of a recipient of food stamps or of aid under s. 49.19,  
5 and each Wisconsin works agency may release the current address of a participant  
6 in Wisconsin works under ss. 49.141 to 49.161 ~~or, if administering the food stamp~~  
7 ~~program, of a food stamp recipient,~~ to a law enforcement officer if the officer meets  
8 all of the following conditions:

9 ✓\*b0360/2.10\* SECTION 1731g. 49.33 (1) (b) of the statutes is amended to read:  
10 49.33 (1) (b) “Income maintenance program” means ~~aid to families with~~  
11 ~~dependent children under s. 49.19, Wisconsin works under ss. 49.141 to 49.161, the~~  
12 ~~medical assistance program under subch. IV of ch. 49, the badger care health care~~  
13 ~~program under s. 49.665, the child care program under s. 49.155,~~ or the food stamp  
14 program under 7 USC 2011 to 2029 2036.

15 *delete space*  
16 ✓ SECTION 1731gc. 49.33 (1) (b) of the statutes, as affected by 2001 Wisconsin Act  
17 .... (this act), is amended to read:

18 49.33 (1) (b) “Income maintenance program” means the medical assistance  
19 program under subch. IV of ch. 49, the badger care health care program under s.  
20 49.665, ~~the child care program under s. 49.155,~~ or the food stamp program under 7  
21 USC 2011 to 2036.

22 ✓\*b0360/2.10\* SECTION 1731m. 49.33 (1) (c) of the statutes is repealed.

23 ✓\*b0360/2.10\* SECTION 1731t. 49.33 (1) (cr) of the statutes is created to read:  
24 49.33 (1) (cr) “Tribal governing body” means an elected governing body of a  
25 federally recognized American Indian tribe.

**SENATE BILL 55****SECTION 1732g**

1 ✓\*b0360/2.10\* SECTION 1732g. 49.33 (2) of the statutes is repealed and  
2 recreated to read:

3 49.33 (2) CONTRACTS. (a) Annually, the department and the department of  
4 health and family services shall, jointly, contract with county departments under ss.  
5 46.215, 46.22, and 46.23, and may, jointly, contract with tribal governing bodies, to  
6 reimburse the county departments and tribal governing bodies for the reasonable  
7 cost of administering the medical assistance program under subch. IV and the  
8 badger care health care program under s. 49.665.

9 (b) Annually, the department shall contract with county departments under ss.  
10 46.215, 46.22, and 46.23, and may, jointly, contract with tribal governing bodies, to  
11 reimburse the county departments and tribal governing bodies for the reasonable  
12 cost of administering income maintenance programs, other than the medical  
13 assistance program under subch. IV and the badger care health care program under  
14 s. 49.665.

15 ✓\*b0625/3.16\* SECTION 1732c. 49.33 (2) of the statutes, as affected by 2001  
16 Wisconsin Act .... (this act), is repealed and recreated to read:

17 49.33 (2) CONTRACTS. Annually, the department of health and family services  
18 shall contract with county departments under ss. 46.215, 46.22, and 46.23 to  
19 reimburse the county departments for the reasonable cost of administering income  
20 maintenance programs.

21 ✓\*-1939/5.26\* SECTION 1737. 49.33 (8) (a) of the statutes is amended to read:

22 49.33 (8) (a) ~~The~~ From the appropriation accounts under ss. 20.445 (3) (dz),  
23 (kx), (md), and (nL) and subject to par. (b), the department shall reimburse each  
24 county and tribal governing body that contracts with the department and the  
25 department of health and family services under sub. (2) (a) for reasonable costs of

## SENATE BILL 55

1 ~~income maintenance relating to the administration of the programs under this~~  
2 ~~subchapter and subch. IV according to administering the medical assistance~~  
3 ~~program under subch. IV and the badger care health care program under s. 49.665~~  
4 ~~and that contracts with the department under sub. (2) (b) for the reasonable costs of~~  
5 ~~administering income maintenance programs other than the medical assistance~~  
6 ~~program under subch. IV and the badger care health care program under s. 49.665.~~  
7 The amount of each reimbursement paid under this paragraph shall be calculated  
8 using a formula based on workload within the limits of available state and federal  
9 funds under s. 20.445 (3) (dz), (~~lx~~), (md), and (nL) by contract under s. 49.33 (2). The  
10 amount of reimbursement calculated under this paragraph and par. (b) is in addition  
11 to any reimbursement provided to a county or tribal governing body for fraud and  
12 error reduction under s. 49.197 (1m) and (4).

13 \*b0625/3.17\* SECTION 1737c. 49.33 (8) (a) of the statutes, as affected by 2001  
14 Wisconsin Act .... (this act), is amended to read:

15 49.33 (8) (a) From the appropriation accounts under ~~ss. 20.445 (3) (dz), (~~lx~~),~~  
16 ~~(md), and (nL) s. 20.435 (4) (bn) and (nn)~~ and subject to par. (b), the department of  
17 health and family services shall reimburse each county and tribal governing body  
18 that contracts with the department ~~and the department of health and family services~~  
19 under sub. (2) (a) for reasonable costs of administering the ~~medical assistance~~  
20 ~~program under subch. IV and the badger care health care program under s. 49.665~~  
21 ~~and that contracts with the department under sub. (2) (b) for the reasonable costs of~~  
22 ~~administering income maintenance programs other than the medical assistance~~  
23 ~~program under subch. IV and the badger care health care program under s. 49.665.~~  
24 The amount of each reimbursement paid under this paragraph shall be calculated  
25 using a formula based on workload within the limits of available state and federal

## SENATE BILL 55

## SECTION 1737c

1 funds under s. ~~20.445 (3) (dz), (lx), (md), and (nL)~~ 20.435 (4) (bn) and (nn) by contract  
2 under s. 49.33 (2). The amount of reimbursement calculated under this paragraph  
3 and par. (b) is in addition to any reimbursement provided to a county or tribal  
4 governing body for fraud and error reduction under s. 49.197 (1m) and (4).

5 ✓ **\*-1939/5.27\* SECTION 1738.** 49.33 (8) (b) of the statutes is amended to read:

6 49.33 (8) (b) The department may adjust the amounts determined under par.  
7 (a) for workload changes and computer network activities performed by ~~counties a~~  
8 county or tribal governing body and may reduce the amount of any reimbursement  
9 if federal reimbursement is withheld due to audits, quality control samples, or  
10 program reviews.

11 ✓ **\*-1939/5.28\* SECTION 1739.** 49.33 (9) of the statutes is repealed.

12 ✓ **\*-1939/5.29\* SECTION 1740.** 49.33 (10) (a) of the statutes is amended to read:

13 49.33 (10) (a) The Each county treasurer and each director of a county  
14 department under s. 46.215, 46.22, or 46.23 and each tribal governing body shall  
15 certify monthly under oath to the department in such manner as the department  
16 prescribes the claim of the county for state reimbursement under ~~subs.~~ sub. *check spacing*  
17 (8) and (9) and (a). The department shall review each claim of reimbursement and,  
18 if the department approves such the claim it, the department shall certify to the  
19 department of administration for reimbursement to the county for amounts due  
20 under these subsections sub. (8) (a) and payment claimed to be made to the counties  
21 monthly. The department may make advance payments prior to the beginning of  
22 each month equal to one-twelfth of the contracted amount.

23 ✓ **\*b0360/2.19\* SECTION 1740bg.** 49.33 (10) (b) of the statutes is amended to  
24 read:

**SENATE BILL 55**

1           49.33 (10) (b) To facilitate prompt reimbursement the certificate of the  
2 department may be based on the certified statements of the county officers or tribal  
3 governing body executives filed under par. (a). Funds recovered from audit  
4 adjustments from a prior fiscal year may be included in subsequent certifications  
5 only to pay counties owed funds as a result of any audit adjustment. By September  
6 30 annually, the department shall submit a report to the appropriate standing  
7 committees under s. 13.172 (3) on funds recovered and paid out during the previous  
8 calendar year as a result of audit adjustments.

9           ✓\*-1300/1.1\* SECTION 1741. 49.36 (1) of the statutes is renumbered 49.36 (1)  
10 (intro.) and amended to read:

11           49.36 (1) (intro.) In this section, ~~“custodial;~~

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

14           ✓\*-1300/1.2\* SECTION 1742. 49.36 (1) (b) of the statutes is created to read:

15           49.36 (1) (b) “Tribal governing body” means an elected tribal governing body  
16 of a federally recognized American Indian tribe or band.

17           ✓\*-1300/1.3\* SECTION 1743. 49.36 (2) of the statutes is amended to read:

18           49.36 (2) The department may contract with any county, tribal governing body,  
19 or Wisconsin works agency to administer a work experience and job training program  
20 for parents who are not custodial parents and who fail to pay child support or to meet  
21 their children’s needs for support as a result of unemployment or underemployment.  
22 The program may provide the kinds of work experience and job training services  
23 available from the program under s. 49.193, 1997 stats., or s. 49.147 (3) or (4). The  
24 program may also include job search and job orientation activities. The department  
25 shall fund the program from the appropriation under s. 20.445 (3) (dz).

**SENATE BILL 55****SECTION 1744**

1 ✓ ~~\*-1300/1.4\*~~ **SECTION 1744.** 49.36 (4) of the statutes is amended to read:

2 49.36 (4) When a person completes 16 weeks of participation in a program  
3 under this section, the county, tribal governing body, or Wisconsin works agency  
4 operating the program shall inform the clerk of courts, by affidavit, of that  
5 completion.

6 ✓ ~~\*-1300/1.5\*~~ **SECTION 1745.** 49.36 (5) of the statutes is amended to read:

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

11 ✓ ~~\*-1300/1.6\*~~ **SECTION 1746.** 49.36 (6) of the statutes is amended to read:

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

16 ✓ ~~\*-1300/1.7\*~~ **SECTION 1747.** 49.36 (7) of the statutes is amended to read:

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

23 ✓ ~~\*-1926/3.1\*~~ **SECTION 1748.** 49.43 (8) of the statutes is amended to read:



**SENATE BILL 55****SECTION 1765**

1 distribute funds to a rural hospital or to a critical access hospital to the extent that  
2 the distribution would exceed any limitation under 42 USC 1396b (i) (3).

3 ✓~~1897/1.1~~\* **SECTION 1766.** 49.45 (5r) of the statutes is repealed.

4 ✓~~0425/2.1~~\* **SECTION 1767.** 49.45 (6b) of the statutes is amended to read:

5 49.45 (6b) CENTERS FOR THE DEVELOPMENTALLY DISABLED. From the  
6 appropriation under s. 20.435 (2) (gk), the department may reimburse the cost of  
7 services provided by the centers for the developmentally disabled. Reimbursement  
8 to the centers for the developmentally disabled shall be reduced following each  
9 placement made under s. 46.275 that involves a relocation from a center for the  
10 developmentally disabled, by ~~\$184~~ \$200 per day, beginning in fiscal year ~~1999–2000~~  
11 2001–02, and by ~~\$190~~ \$225 per day, beginning in fiscal year ~~2000–01~~ 2002–03.

12 ✓~~1627/4.12~~\* **SECTION 1768.** 49.45 (6m) (ag) (intro.) of the statutes is amended  
13 to read:

14 49.45 (6m) (ag) (intro.) Payment for care provided in a facility under this  
15 subsection made under s. 20.435 (4) (b), (pa) ~~or~~, (o), or (w) shall, except as provided  
16 in pars. (bg), (bm), and (br), be determined according to a prospective payment  
17 system updated annually by the department. The payment system shall implement  
18 standards that are necessary and proper for providing patient care and that meet  
19 quality and safety standards established under subch. II of ch. 50 and ch. 150. The  
20 payment system shall reflect all of the following:

21 ✓~~0436/1.1~~\* **SECTION 1769.** 49.45 (6m) (ar) 1. a. of the statutes is amended to  
22 read:

23 49.45 (6m) (ar) 1. a. The department shall establish standards for payment of  
24 allowable direct care costs, for facilities that do not primarily serve the  
25 developmentally disabled, that take into account direct care costs for a sample of all

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1 of those facilities in this state and separate standards for payment of allowable direct  
2 care costs, for facilities that primarily serve the developmentally disabled, that take  
3 into account direct care costs for a sample of all of those facilities in this state. The  
4 standards shall be adjusted by the department for regional labor cost variations.

5 ✓\*-0194/2.1\* SECTION 1771. 49.45 (6t) (intro.) of the statutes is amended to  
6 read:

7 49.45 (6t) COUNTY DEPARTMENT AND LOCAL HEALTH DEPARTMENT OPERATING  
8 DEFICIT REDUCTION. (intro.) From the appropriation under s. 20.435 (4) (o), for  
9 reduction of operating deficits, as defined under criteria developed by the  
10 department, incurred by a county department under s. 46.215, 46.22, 46.23, or 51.42  
11 or by a local health department, as defined in s. 250.01 (4), for services provided  
12 under s. 49.46 (2) (a) 4. d. and (b) 6. f., fm., j., k. and L., and Lm., 9. and, 15., and 18.,  
13 for case management services under s. 49.46 (2) (b) 12. and for mental health day  
14 treatment services for minors provided under the authorization under 42 USC 1396d  
15 (r) (5), the department shall allocate up to \$4,500,000 moneys in each fiscal year to  
16 these county departments, or local health departments as determined by the  
17 department, and shall perform all of the following:

18 ✓\*-0194/2.2\* SECTION 1772. 49.45 (6t) (intro.) of the statutes, as affected by  
19 2001 Wisconsin Act ... (this act), is repealed and recreated to read:

20 49.45 (6t) COUNTY DEPARTMENT AND LOCAL HEALTH DEPARTMENT OPERATING  
21 DEFICIT REDUCTION. (intro.) From the appropriation under s. 20.435 (4) (o), for  
22 reduction of operating deficits, as defined under criteria developed by the  
23 department, incurred by a county department under s. 46.215, 46.22, 46.23, or 51.42  
24 or by a local health department, as defined in s. 250.01 (4), for services provided  
25 under s. 49.46 (2) (a) 4. d. and (b) 6. f., fm., j., k., L., and Lm., 9., and 15., for case

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1 management services under s. 49.46 (2) (b) 12. and for mental health day treatment  
2 services for minors provided under the authorization under 42 USC 1396d (r) (5), the  
3 department shall allocate moneys in each fiscal year to these county departments,  
4 or local health departments as determined by the department, and shall perform all  
5 of the following:

6 ✓ **\*-0194/2.3\* SECTION 1773.** 49.45 (6t) (a) of the statutes is amended to read:

7 49.45 (6t) (a) For the reduction of operating deficits incurred by the county  
8 departments or local health departments, estimate the availability of federal  
9 medicaid funds that may be matched to county, city, town, or village funds that are  
10 expended for costs in excess of reimbursement for services provided under s. 49.46  
11 (2) (a) 4. d. and (b) 6. f., fm., j., k. ~~and~~, L., and Lm., 9. ~~and~~, 15., and 18., for case  
12 management services under s. 49.46 (2) (b) 12. and for mental health day treatment  
13 services for ~~minor~~ minors provided under the authorization under 42 USC 1396d (r)  
14 (5).

15 ✓ **\*-0194/2.4\* SECTION 1774.** 49.45 (6t) (a) of the statutes, as affected by 2001  
16 Wisconsin Act .... (this act), is repealed and recreated to read:

17 49.45 (6t) (a) For the reduction of operating deficits incurred by the county  
18 departments or local health departments, estimate the availability of federal  
19 medicaid funds that may be matched to county, city, town, or village funds that are  
20 expended for costs in excess of reimbursement for services provided under s. 49.46  
21 (2) (a) 4. d. and (b) 6. f., fm., j., k., L., and Lm., 9., and 15., for case management  
22 services under s. 49.46 (2) (b) 12. and for mental health day treatment services for  
23 minors provided under the authorization under 42 USC 1396d (r) (5).

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1        ~~\*/-1627/4.13\*~~ **SECTION 1775.** 49.45 (6u) of the statutes, as affected by 2001  
2 Wisconsin Act .... (this act), is renumbered 49.45 (6u) (am), and 49.45 (6u) (am)  
3 (intro.) and 2. (intro.) and b., 3., 4., 5. and 6., as renumbered, are amended to read:

4            49.45 (6u) (am) (intro.) Notwithstanding sub. (6m), in state fiscal years in  
5 which less than \$115,200,000 in federal financial participation relating to facilities  
6 is received under 42 CFR 433.51, from the ~~appropriation~~ appropriations under s.  
7 20.435 (4) (o) and (w), for reduction of operating deficits, as defined under ~~criteria~~  
8 developed the methodology used by the department in December, 2000, incurred by  
9 a facility, ~~as defined under sub. (6m) (a) 3.~~, that is established under s. 49.70 (1) or  
10 that is owned and operated by a city, village, or town, the department may not  
11 distribute to these facilities more than ~~\$40,100,000~~ \$37,100,000 in each fiscal year,  
12 as determined by the department. The total amount that a county certifies under  
13 this subsection may not exceed 100% of otherwise-unreimbursed care. In  
14 distributing funds under this subsection, the department shall perform all of the  
15 following:

16            2. (intro.) Based on the amount estimated available under ~~par. (a)~~ subd. 1.,  
17 develop a method to distribute this allocation to the individual facilities that have  
18 incurred operating deficits that shall include:

19            b. Agreement by the county in which is located the facility established under  
20 s. 49.70 (1) and agreement by the city, village, or town that owns and operates the  
21 facility that the applicable county, city, village, or town shall provide funds to match  
22 federal medical assistance matching funds under this ~~subsection~~ paragraph.

23            3. Distribute the allocation under the distribution method that is developed,  
24 unless a county has failed to comply with ~~par. (b) 2m~~ subd. 2. bm.

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1           4. If the federal department of health and human services approves for state  
2 expenditure in a fiscal year amounts under s. 20.435 (4) (o) and (w) that result in a  
3 lesser allocation amount than that allocated under this ~~subsection~~ paragraph,  
4 allocate not more than the lesser amount so approved by the federal department of  
5 health and human services.

6           5. If the federal department of health and human services approves for state  
7 expenditure in a fiscal year amounts under s. 20.435 (4) (o) and (w) that result in a  
8 lesser allocation amount than that allocated under this ~~subsection~~ paragraph,  
9 submit a revision of the method developed under ~~par. (b)~~ subd. 2. for approval by the  
10 joint committee on finance in that state fiscal year.

11           6. If the federal department of health and human services disallows use of the  
12 allocation of matching federal medical assistance funds distributed under ~~par. (e)~~  
13 subd. 3., apply the requirements under sub. (6m) (br).

14 ✓ **\*-1627/4.14\* SECTION 1776.** 49.45 (6u) (intro.) of the statutes is amended to  
15 read:

16           49.45 **(6u)** SUPPLEMENTAL PAYMENTS TO CERTAIN FACILITIES. (intro.)  
17 Notwithstanding sub. (6m), from the appropriation under s. 20.435 (4) (o), for  
18 reduction of operating deficits, as defined under criteria developed by the  
19 department, incurred by a facility, as defined under sub. (6m) (a) 3., that is  
20 established under s. 49.70 (1) or that is owned and operated by a city, village or town,  
21 the department may not distribute to these facilities more than \$38,600,000  
22 \$40,100,000 in each fiscal year, as determined by the department, ~~except that the~~  
23 ~~department shall also distribute for this same purpose from the appropriation under~~  
24 ~~s. 20.435 (4) (o) any additional federal medical assistance moneys that were not~~  
25 ~~anticipated before enactment of the biennial budget act or other legislation affecting~~

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1 s. 20.435 (4) (e). The total amount that a county certifies under this subsection may  
2 not exceed 100% of otherwise-unreimbursed care. In distributing funds under this  
3 subsection, the department shall perform all of the following:

4 ✓ **\*-1627/4.15\* SECTION 1777.** 49.45 (6u) (ag) of the statutes is created to read:

5 49.45 (6u) (ag) In this subsection, “facility” has the meaning given in sub. (6m)

6 (a) 3.

7 ✓ **\*-1627/4.16\* SECTION 1778.** 49.45 (6u) (bm) of the statutes is created to read:

8 49.45 (6u) (bm) In state fiscal years in which \$115,200,000 or more in federal  
9 financial participation relating to facilities is received under 42 CFR 433.51, from the  
10 appropriations under s. 20.435 (4) (o) and (w), for reduction of operating deficits, as  
11 defined under criteria developed by the department, incurred by a facility that is  
12 established under s. 49.70 (1) or that is owned and operated by a city, village, or town,  
13 the department may not distribute to these facilities more than \$77,100,000 in each  
14 fiscal year, as determined by the department under a methodology as specified in the  
15 state plan for services under 42 USC 1396.

16 ✓ **\*-1627/4.17\* SECTION 1779.** 49.45 (6x) (a) of the statutes is amended to read:

17 49.45 (6x) (a) Notwithstanding sub. (3) (e), from the appropriations under s.  
18 20.435 (4) (b) and, (o), and (w), the department shall distribute not more than  
19 \$4,748,000 in each fiscal year, to provide funds to an essential access city hospital,  
20 except that the department may not allocate funds to an essential access city hospital  
21 to the extent that the allocation would exceed any limitation under 42 USC 1396b  
22 (i) (3).

23 ✓ **\*-1627/4.18\* SECTION 1780.** 49.45 (6y) (a) of the statutes is amended to read:

24 49.45 (6y) (a) Notwithstanding sub. (3) (e), from the appropriations under s.  
25 20.435 (4) (b) and, (o), and (w), the department shall distribute funding in each fiscal

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1 year to provide supplemental payment to hospitals that enter into a contract under  
2 s. 49.02 (2) to provide health care services funded by a relief block grant, as  
3 determined by the department, for hospital services that are not in excess of the  
4 hospitals' customary charges for the services, as limited under 42 USC 1396b (i) (3).  
5 If no relief block grant is awarded under this chapter or if the allocation of funds to  
6 such hospitals would exceed any limitation under 42 USC 1396b (i) (3), the  
7 department may distribute funds to hospitals that have not entered into a contract  
8 under s. 49.02 (2).

9 ~~—~~\*-1627/4.19\* **SECTION 1781.** 49.45 (6y) (am) of the statutes is amended to read:

10 49.45 (6y) (am) Notwithstanding sub. (3) (e), from the appropriations under s.  
11 20.435 (4) (b), (h) ~~and, (o), and (w)~~, the department shall distribute funding in each  
12 fiscal year to provide supplemental payments to hospitals that enter into contracts  
13 under s. 49.02 (2) with a county having a population of 500,000 or more to provide  
14 health care services funded by a relief block grant, as determined by the department,  
15 for hospital services that are not in excess of the hospitals' customary charges for the  
16 services, as limited under 42 USC 1396b (i) (3).

17 ~~—~~\*-1627/4.20\* **SECTION 1782.** 49.45 (6z) (a) (intro.) of the statutes is amended  
18 to read:

19 49.45 (6z) (a) (intro.) Notwithstanding sub. (3) (e), from the appropriations  
20 under s. 20.435 (4) (b) ~~and, (o), and (w)~~, the department shall distribute funding in  
21 each fiscal year to supplement payment for services to hospitals that enter into a  
22 contract under s. 49.02 (2) to provide health care services funded by a relief block  
23 grant under this chapter, if the department determines that the hospitals serve a  
24 disproportionate number of low-income patients with special needs. If no medical  
25 relief block grant under this chapter is awarded or if the allocation of funds to such

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1 hospitals would exceed any limitation under 42 USC 1396b (i) (3), the department  
2 may distribute funds to hospitals that have not entered into a contract under s. 49.02  
3 (2). The department may not distribute funds under this subsection to the extent  
4 that the distribution would do any of the following:

5 ~~\*1627/4.21\*~~ SECTION 1783. 49.45 (8) (b) of the statutes is amended to read:

6 49.45 (8) (b) Reimbursement under s. 20.435 (4) (b) ~~and, (o), and (w)~~ for home  
7 health services provided by a certified home health agency or independent nurse  
8 shall be made at the home health agency's or nurse's usual and customary fee per  
9 patient care visit, subject to a maximum allowable fee per patient care visit that is  
10 established under par. (c).

11 *delete space*

12 ✓\*b0621/3.1\* SECTION 1787m. 49.45 (22) of the statutes is renumbered 49.45  
13 (22) (a) and amended to read:

14 49.45 (22) (a) If the department contracts with health maintenance  
15 organizations for the provision of medical assistance it shall give special  
16 consideration to health maintenance organizations that provide or that contract to  
17 provide comprehensive, specialized health care services to pregnant teenagers.

18 (b) If the department contracts with health maintenance organizations for the  
19 provision of medical assistance, the department shall determine which medical  
20 assistance recipients who have attained the age of 2 but have not attained the age  
21 of 6 and who are at risk for lead poisoning have not received lead screening from those  
22 health maintenance organizations. The department shall report annually to the  
23 appropriate standing committees of the legislature under s. 13.172 (3) on the  
24 percentage of medical assistance recipients under the age of 2 who received a lead

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1 screening test in that year provided by a health maintenance organization compared  
2 with the percentage that the department set as a goal for that year.

3 ✓ **\*b0621/3.1\* SECTION 1787mg.** 49.45 (22) (c) of the statutes is created to read:

4 49.45 (22) (c) If the department contracts with health maintenance  
5 organizations for the provision of medical assistance, each contract shall require a  
6 health maintenance organization to contract with at least the number of primary  
7 care providers, within a radius of 30 miles from the boundary of the area the health  
8 maintenance organization serves, that is sufficient to ensure that each medical  
9 assistance recipient who is eligible for medical assistance under s. 49.46 (1) (a) 1., 1g.,  
10 1m., 6., 9., 10., 11., 12., or 13. or 49.47 (4) (ag) 1. or 2. will be able to adequately access  
11 the health care services offered by the health maintenance organization. The  
12 department shall determine the number of primary care providers with whom each  
13 health maintenance organization is required to contract.

14 ✓ **\*-1627/4.22\* SECTION 1788.** 49.45 (24m) (intro.) of the statutes is amended to  
15 read:

16 49.45 (24m) HOME HEALTH CARE AND PERSONAL CARE PILOT PROGRAM. (intro.)  
17 From the appropriations under s. 20.435 (4) (b) ~~and~~, (o), and (w), in order to test the  
18 feasibility of instituting a system of reimbursement for providers of home health care  
19 and personal care services for medical assistance recipients that is based on  
20 competitive bidding, the department shall:

21 ✓ **\*-0424/5.5\* SECTION 1789.** 49.45 (30m) of the statutes is amended to read:

22 49.45 (30m) CERTAIN SERVICES FOR DEVELOPMENTALLY DISABLED. A county shall  
23 provide the portion of the services under s. 51.06 ~~(1)~~ (1m) (d) to individuals who are  
24 eligible for medical assistance that is not provided by the federal government.

25 ✓ **\*-1939/5.33\* SECTION 1790.** 49.45 (40) of the statutes is amended to read:

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1           49.45 (40) PERIODIC RECORD MATCHES. ~~The~~ If the department contracts with the  
2 department of workforce development under s. 49.197 (5), the department shall  
3 cooperate with the department of workforce development in matching records of  
4 medical assistance recipients under s. 49.32 (7).

5 ✓ **\*-0194/2.5\* SECTION 1791.** 49.45 (46) (b) of the statutes is amended to read:

6           49.45 (46) (b) This subsection does not apply after ~~July 1~~ June 30, 2003.

7 ✓ **\*-2016/1.1\* SECTION 1792.** 49.45 (48) of the statutes is created to read:

8           49.45 (48) PAYMENT OF MEDICARE PART B OUTPATIENT HOSPITAL SERVICES  
9 COINSURANCES. The department shall include in the state plan for medical assistance  
10 a methodology for payment of the medicare part B outpatient hospital services  
11 coinsurance amounts that are authorized under ss. 49.46 (2) (c) 2., 4., and 5m., 49.468  
12 (1) (b), and 49.47 (6) (a) 6. b., d., and f.

\*\*\*\*NOTE: This is reconciled s. 49.45 (52) (formerly numbered s. 49.45 (48)). This SECTION has been affected by drafts with the following LRB numbers: LRB-1706/4 and LRB-2016/1.

13 ✓ **\*-0460/5.1\* SECTION 1797.** 49.46 (1) (a) 1. of the statutes is amended to read:

14           49.46 (1) (a) 1. ~~Any person included in the~~ Notwithstanding s. 49.19 (20), any  
15 individual who, without regard to the individual's resources, would qualify for a  
16 grant of aid to families with dependent children and any person who does under s.  
17 49.19.

18           1g. Notwithstanding s. 49.19 (20), any individual who, without regard to the  
19 individual's resources, would qualify for a grant of aid to families with dependent  
20 children but who would not receive such the aid solely because of the application of  
21 s. 49.19 (11) (a) 7.

22 ✓ **\*b0616/1.1\* SECTION 1797g.** 49.46 (1) (a) 1. of the statutes, as affected by 2001

23 Wisconsin Act .... (this act), is amended to read:

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## SECTION 1797g

1           49.46 (1) (a) 1. Notwithstanding s. 49.19 (20), any individual who, without  
2 regard to the individual's resources or income, would qualify for a grant of aid to  
3 families with dependent children under s. 49.19 and whose income does not exceed  
4 the income limit under par. (ar).

5           ✓ **\*b0616/1.1\* SECTION 1797j.** 49.46 (1) (a) 1g. of the statutes, as created by 2001  
6 Wisconsin Act .... (this act), is amended to read:

7           49.46 (1) (a) 1g. Notwithstanding s. 49.19 (20), any individual who, without  
8 regard to the individual's resources or income, would qualify for a grant of aid to  
9 families with dependent children but ~~who~~ would not receive the aid solely because  
10 of the application of s. 49.19 (11) (a) 7. and whose income does not exceed the income  
11 limit under par. (ar).

12           ✓ **\*-0460/5.2\* SECTION 1798.** 49.46 (1) (a) 1m. of the statutes is amended to read:

13           49.46 (1) (a) 1m. Any pregnant woman ~~who meets the resource and whose~~  
14 income limits does not exceed the standard of need under s. 49.19 (4) ~~(bm) and (es)~~  
15 (11) and whose pregnancy is medically verified. Eligibility continues to the last day  
16 of the month in which the 60th day after the last day of the pregnancy falls.

17           ✓ **\*b0616/1.2\* SECTION 1798g.** 49.46 (1) (a) 1m. of the statutes, as affected by  
18 2001 Wisconsin Act .... (this act), is amended to read:

19           49.46 (1) (a) 1m. Any pregnant woman whose income does not exceed the  
20 ~~standard of need under s. 49.19 (11)~~ income limit under par. (ar) and whose  
21 pregnancy is medically verified. Eligibility continues to the last day of the month in  
22 which the 60th day after the last day of the pregnancy falls.

23           ✓ **\*-0460/5.3\* SECTION 1800.** 49.46 (1) (a) 6. of the statutes is amended to read:

24           49.46 (1) (a) 6. Any person not described in pars. (c) to (e) who ~~is~~, without regard  
25 to the individual's resources, would be considered, under federal law, to be receiving

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1 aid to families with dependent children for the purpose of determining eligibility for  
2 medical assistance.

3 ✓ **\*b0616/1.3\* SECTION 1800m.** 49.46 (1) (a) 6. of the statutes, as affected by 2001  
4 Wisconsin Act .... (this act), is amended to read:

5 49.46 (1) (a) 6. Any person not described in pars. (c) to (e) who, without regard  
6 to the individual's resources or income, would be considered, under federal law, to be  
7 receiving aid to families with dependent children for the purpose of determining  
8 eligibility for medical assistance and whose income does not exceed the income limit  
9 under par. (ar).

10 ✓ **\*-0460/5.4\* SECTION 1801.** 49.46 (1) (a) 9. of the statutes is amended to read:

11 49.46 (1) (a) 9. Any pregnant woman not described under subd. 1., 1g., or 1m.  
12 whose family income does not exceed 133% of the poverty line for a family the size  
13 of the woman's family.

14 ✓ **\*-0460/5.5\* SECTION 1802.** 49.46 (1) (a) 10. of the statutes is amended to read:

15 49.46 (1) (a) 10. Any child not described under subd. 1. or 1g. who is under 6  
16 years of age and whose family income does not exceed 133% of the poverty line for  
17 a family the size of the child's family.

18 ✓ **\*-0460/5.6\* SECTION 1803.** 49.46 (1) (a) 11. of the statutes is amended to read:

19 49.46 (1) (a) 11. If a waiver under s. 49.665 is granted and in effect, any child  
20 not described under subd. 1. or 1g. who has attained the age of 6 but has not attained  
21 the age of 19 and whose family income does not exceed 100% of the poverty line for  
22 a family the size of the child's family. If a waiver under s. 49.665 is not granted or  
23 in effect, any child not described in subd. 1. or 1g. who was born after September  
24 30,1983, who has attained the age of 6 but has not attained the age of 19 and whose

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1 family income does not exceed 100% of the poverty line for a family the size of the  
2 child's family.

3 ✓ **\*-0460/5.7\* SECTION 1804.** 49.46 (1) (a) 12. of the statutes is amended to read:

4 49.46 (1) (a) 12. Any child not described under subd. 1. or 1g. who is under 19  
5 years of age and ~~who meets the resource and~~ whose income limits does not exceed the  
6 standard of need under s. 49.19 (4) (11).

7 ✓ **\*b0616/1.4\* SECTION 1804g.** 49.46 (1) (a) 12. of the statutes, as affected by  
8 2001 Wisconsin Act .... (this act), is amended to read:

9 49.46 (1) (a) 12. Any child not described under subd. 1. or 1g. who is under 19  
10 years of age and whose income does not exceed the ~~standard of need under s. 49.19~~  
11 ~~(11) income limit under par. (ar).~~

12 *delete space*

13 ✓ **\*b0616/1.4\* SECTION 1804m.** 49.46 (1) (ar) of the statutes is created to read:

14 49.46 (1) (ar) An individual is eligible to receive medical assistance under par.  
15 (a) 1., 1g., 1m., 6., and 12. if the individual's total income does not exceed the standard  
16 of need under s. 49.19 (11) (a) 1. a. increased by the same percentage as the  
17 percentage increase in the consumer price index, as defined in s. 49.455 (1) (b),  
18 between September 2001 and September of the year immediately before the year in  
19 which the individual's income is being determined.

20 ✓ **\*-0460/5.8\* SECTION 1805.** 49.46 (1) (e) of the statutes is amended to read:

21 49.46 (1) (e) If an application under s. 49.47 (3) shows that the ~~person has~~  
22 individual meets the income and resources within the limitations of limits under s.  
23 49.19; or meets the income and resource requirements under federal Title XVI or s.  
24 49.77, or that the person individual is an essential person, an accommodated person,  
25 or a patient in a public medical institution, the person individual shall be granted

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1 the benefits enumerated under sub. (2) whether or not the ~~person~~ individual requests  
2 or receives a grant of any of such aids.

3 ✓ **\*b0616/1.5\* SECTION 1805d.** 49.46 (1) (e) of the statutes, as affected by 2001  
4 Wisconsin Act .... (this act), is amended to read:

5 49.46 (1) (e) If an application under s. 49.47 (3) shows that the individual meets  
6 the income limits under s. ~~49.19~~ par. (ar) or meets the income and resource  
7 requirements under federal Title XVI or s. 49.77, or that the individual is an essential  
8 person, an accommodated person, or a patient in a public medical institution, the  
9 individual shall be granted the benefits enumerated under sub. (2) whether or not  
10 the individual requests or receives a grant of any of such aids.

11 ✓ **\*-0194/2.6\* SECTION 1806.** 49.46 (2) (b) 18. of the statutes is amended to read:

12 49.46 (2) (b) 18. Alcohol or other drug abuse residential treatment services of  
13 no more than 45 days per treatment episode, under s. 49.45 (46). This subdivision  
14 does not apply after ~~July 1~~ June 30, 2003.

15 ✓ **\*-2016/1.2\* SECTION 1807.** 49.46 (2) (c) 2. of the statutes is amended to read:

16 49.46 (2) (c) 2. For an individual who is entitled to coverage under part A of  
17 medicare, entitled to coverage under part B of medicare, meets the eligibility criteria  
18 under sub. (1) and meets the limitation on income under subd. 6., medical assistance  
19 shall include payment of the deductible and coinsurance portions of medicare  
20 services under 42 USC 1395 to 1395zz which are not paid under 42 USC 1395 to  
21 1395zz, including those medicare services that are not included in the approved state  
22 plan for services under 42 USC 1396; the monthly premiums payable under 42 USC  
23 1395v; the monthly premiums, if applicable, under 42 USC 1395i-2 (d); and the late  
24 enrollment penalty, if applicable, for premiums under part A of medicare. Payment  
25 of coinsurance for a service under part B of medicare under 42 USC 1395j to 1395w,

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1 other than payment of coinsurance for outpatient hospital services, may not exceed  
2 the allowable charge for the service under medical assistance minus the medicare  
3 payment.

4 ✓ **\*-2016/1.3\* SECTION 1808.** 49.46 (2) (c) 4. of the statutes is amended to read:

5 49.46 (2) (c) 4. For an individual who is entitled to coverage under part A of  
6 medicare, entitled to coverage under part B of medicare and meets the eligibility  
7 criteria for medical assistance under sub. (1), but does not meet the limitation on  
8 income under subd. 6., medical assistance shall include payment of the deductible  
9 and coinsurance portions of medicare services under 42 USC 1395 to 1395zz which  
10 are not paid under 42 USC 1395 to 1395zz, including those medicare services that  
11 are not included in the approved state plan for services under 42 USC 1396. Payment  
12 of coinsurance for a service under part B of medicare under 42 USC 1395j to 1395w,  
13 other than payment of coinsurance for outpatient hospital services, may not exceed  
14 the allowable charge for the service under medical assistance minus the medicare  
15 payment.

16 ✓ **\*-2016/1.4\* SECTION 1809.** 49.46 (2) (c) 5m. of the statutes is amended to read:

17 49.46 (2) (c) 5m. For an individual who is only entitled to coverage under part  
18 B of medicare and meets the eligibility criteria under sub. (1), but does not meet the  
19 limitation on income under subd. 6., medical assistance shall include payment of the  
20 deductible and coinsurance portions of medicare services under 42 USC 1395j to  
21 1395w, including those medicare services that are not included in the approved state  
22 plan for services under 42 USC 1396. Payment of coinsurance for a service under  
23 part B of medicare, other than payment of coinsurance for outpatient hospital  
24 services, may not exceed the allowable charge for the service under medical  
25 assistance minus the medicare payment.

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1 ✓ **\*-2016/1.5\* SECTION 1810.** 49.468 (1) (b) of the statutes is amended to read:

2 49.468 (1) (b) For an elderly or disabled individual who is entitled to coverage  
3 under part A of medicare, entitled to coverage under part B of medicare and who does  
4 not meet the eligibility criteria for medical assistance under s. 49.46 (1), 49.465 or  
5 49.47 (4) but meets the limitations on income and resources under par. (d), medical  
6 assistance shall pay the deductible and coinsurance portions of medicare services  
7 under 42 USC 1395 to 1395zz which are not paid under 42 USC 1395 to 1395zz,  
8 including those medicare services that are not included in the approved state plan  
9 for services under 42 USC 1396; the monthly premiums payable under 42 USC  
10 1395v; the monthly premiums, if applicable, under 42 USC 1395i-2 (d); and the late  
11 enrollment penalty, if applicable, for premiums under part A of medicare. Payment  
12 of coinsurance for a service under part B of medicare under 42 USC 1395j to 1395w,  
13 other than payment of coinsurance for outpatient hospital services, may not exceed  
14 the allowable charge for the service under medical assistance minus the medicare  
15 payment.

16 ✓ **\*-0460/5.9\* SECTION 1811.** 49.47 (4) (a) 1. of the statutes is amended to read:

17 49.47 (4) (a) 1. Under ~~18~~ 21 years of age ~~or, if the person and~~ resides in an  
18 intermediate care facility, skilled nursing facility, or inpatient psychiatric hospital,  
19 ~~under 21 years of age.~~

20 ✓ **\*-0460/5.10\* SECTION 1812.** 49.47 (4) (a) 2. of the statutes is renumbered 49.47  
21 (4) (ag) 2.

22 ✓ **\*-0460/5.11\* SECTION 1813.** 49.47 (4) (ag) (intro.) of the statutes is created to  
23 read:

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## SECTION 1813

1           49.47 (4) (ag) (intro.) Any individual whose income does not exceed the limits  
2 under par. (c) and who complies with par. (cm) is eligible for medical assistance under  
3 this section if the individual is one of the following:

4           ✓ ~~\*-0460/5.12\*~~ SECTION 1814. 49.47 (4) (ag) 1. of the statutes is created to read:

5           49.47 (4) (ag) 1. Under the age of 18.

6           ✓ ~~\*-0460/5.13\*~~ SECTION 1815. 49.47 (4) (b) 2m. a. of the statutes is amended to  
7 read:

8           49.47 (4) (b) 2m. a. For persons who are eligible under par. (a) 1. ~~or 2~~, one  
9 vehicle is exempt from consideration as an asset. A 2nd vehicle is exempt from  
10 consideration as an asset only if the department determines that it is necessary for  
11 the purpose of employment or to obtain medical care. The equity value of any  
12 nonexempt vehicles owned by the applicant is an asset for the purposes of  
13 determining eligibility for medical assistance under this section.

14           ✓ ~~\*b0616/1.6\*~~ SECTION 1815g. 49.47 (4) (c) 1. of the statutes is renumbered 49.47  
15 (4) 1. (intro.) and amended to read:

16           49.47 (4) (c) 1. (intro.) Except as provided in par. (am) and as limited by subd.  
17 3., eligibility exists if income does not exceed 133 1/3% of the greater of the following:

18           ✓ a. An amount equal to the maximum aid to families with dependent children  
19 payment under s. 49.19 (11) (a) 1. a. for the applicant's family size or increased by the  
20 same percentage as the percentage increase in the consumer price index, as defined  
21 in s. 49.455 (1) (b), between September 2001 and September of the year immediately  
22 before the year in which the individual's income is being determined and multiplied  
23 by 133 1/3%.

24           ✓ b. An amount equal to the combined benefit amount available under  
25 supplemental security income under 42 USC 1381 to 1383c and state supplemental

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1 aid under s. 49.77 whichever is higher. In this subdivision “income” includes earned  
2 or unearned income that would be included in determining eligibility for the  
3 individual or family under s. 49.19 or 49.77, or for the aged, blind or disabled under  
4 42 USC 1381 to 1385. “Income” does not include earned or unearned income which  
5 would be excluded in determining eligibility for the individual or family under s.  
6 49.19 or 49.77, or for the aged, blind or disabled individual under 42 USC 1381 to  
7 1385.

8 ✓ **\*b0616/1.6\* SECTION 1815j.** 49.47 (4) (c) 1m. of the statutes is created to read:

9 49.47 (4) (c) 1m. For purposes of determining whether an individual’s income  
10 meets the income requirements under subd. 1., “income” includes all of the  
11 individual’s earned or unearned income that would be included in determining  
12 eligibility for the individual or family under s. 49.19 or 49.77, or for the aged, blind,  
13 or disabled under 42 USC 1381 to 1385, and “income” does not include earned or  
14 unearned income that would be excluded in determining eligibility for the individual  
15 or family under s. 49.19 or 49.77, or for the aged, blind, or disabled individual under  
16 42 USC 1381 to 1385.

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17 **\*-2016/1.6\* SECTION 1816.** 49.47 (6) (a) 6. b. of the statutes is amended to read:

18 49.47 (6) (a) 6. b. An individual who is entitled to coverage under part A of  
19 medicare, entitled to coverage under part B of medicare, meets the eligibility criteria  
20 under sub. (4) (a) and meets the income limitation, the deductible and coinsurance  
21 portions of medicare services under 42 USC 1395 to 1395zz which are not paid under  
22 42 USC 1395 to 1395zz, including those medicare services that are not included in  
23 the approved state plan for services under 42 USC 1396; the monthly premiums  
24 payable under 42 USC 1395v; the monthly premiums, if applicable, under 42 USC  
25 1395i-2 (d); and the late enrollment penalty, if applicable, for premiums under part