

1 ***-0259/1.1*** SECTION 1315. 48.62 (4) of the statutes is amended to read:

2 48.62 (4) Monthly payments in foster care shall be provided according to the
3 age-related rates specified in this subsection. Beginning on January 1, 2006, the
4 age-related rates are \$317 for a child under 5 years of age; \$346 for a child 5 to 11
5 years of age; \$394 for a child 12 to 14 years of age; and \$411 2008, the age-related
6 rates are \$333 for a child under 5 years of age; \$363 for a child 5 to 11 years of age;
7 \$414 for a child 12 to 14 years of age; and \$432 for a child 15 years of age or over.
8 Beginning on January 1, 2009, the age-related rates are \$349 for a child under 5
9 years of age; \$381 for a child 5 to 11 years of age; \$433 for a child 12 to 14 years of
10 age; and \$452 for a child 15 years of age or over. In addition to these grants for basic
11 maintenance, the department shall make supplemental payments for special needs,
12 exceptional circumstances, care in a treatment foster home, and initial clothing
13 allowances according to rules promulgated by the department.

14 ***-1261/5.472*** ***-1261/P3.417*** SECTION 1316. 48.62 (5) (d) of the statutes is
15 amended to read:

16 48.62 (5) (d) The department shall request from the secretary of the federal
17 department of health and human services a waiver of the requirements under 42
18 USC 670 to 679a that would authorize the state to receive federal foster care and
19 adoption assistance reimbursement under 42 USC 670 to 679a for the costs of
20 providing care for a child who is in the care of a guardian who was licensed as the
21 child's foster parent or treatment foster parent before the guardianship appointment
22 and who has entered into a subsidized guardianship agreement with the county
23 department or department. If the waiver is approved for a county having a
24 population of 500,000 or more, the department shall provide the monthly payments
25 under par. (a) from the appropriations under s. ~~20.435 (3)~~ 20.437 (1) (cx), (gx), (kw),

1 and (mx). If the waiver is approved for any other county, the department shall
2 determine which counties are authorized to provide monthly payments under par.
3 (a) or (b), and the county departments of those counties shall provide those payments
4 from moneys received under s. 46.495 48.569 (1) (d).

5 ***-1261/5.473* *-1261/P3.418* SECTION 1317.** 48.627 (2) (c) of the statutes is
6 amended to read:

7 48.627 (2) (c) The department shall conduct a study to determine the
8 cost-effectiveness of purchasing insurance to provide standard homeowner's or
9 renter's liability insurance coverage for applicants who are granted a waiver under
10 par. (b). If the department determines that it would be cost-effective to purchase
11 such insurance, it may purchase the insurance from the appropriations under s.
12 20.435 (3) 20.437 (1) (cf) and (pd).

13 ***-1261/5.474* *-1261/P3.419* SECTION 1318.** 48.627 (2c) of the statutes is
14 amended to read:

15 48.627 (2c) The department shall determine the cost-effectiveness of
16 purchasing private insurance that would provide coverage to foster, treatment foster,
17 and family-operated group home parents for acts or omissions by or affecting a child
18 who is placed in a foster home, a treatment foster home, or a family-operated group
19 home. If this private insurance is cost-effective and available, the department shall
20 purchase the insurance from the appropriations under s. 20.435 (3) 20.437 (1) (cf)
21 and (pd). If the insurance is unavailable, payment of claims for acts or omissions by
22 or affecting a child who is placed in a foster home, a treatment foster home, or a
23 family-operated group home shall be in accordance with subs. (2m) to (3).

24 ***-1261/5.475* *-1261/P3.420* SECTION 1319.** 48.627 (2m) of the statutes is
25 amended to read:

1 48.627 (2m) Within the limits of the appropriations under s. 20.435 (3) 20.437
2 (1) (cf) and (pd), the department shall pay claims to the extent not covered by any
3 other insurance and subject to the limitations specified in sub. (3), for bodily injury
4 or property damage sustained by a licensed foster, treatment foster, or
5 family-operated group home parent or a member of the foster, treatment foster, or
6 family-operated group home parent's family as a result of the act of a child in the
7 foster, treatment foster, or family-operated group home parent's care.

8 *-1261/5.476* *-1261/P3.421* SECTION 1320. 48.627 (2s) (intro.) of the
9 statutes is amended to read:

10 48.627 (2s) (intro.) Within the limits of the appropriations under s. 20.435 (3)
11 20.437 (1) (cf) and (pd), the department may pay claims to the extent not covered by
12 any other insurance and subject to the limitations specified in sub. (3), for all of the
13 following:

14 *-1261/5.477* *-1261/P3.422* SECTION 1321. 48.627 (3) (f) of the statutes is
15 amended to read:

16 48.627 (3) (f) If the total amount of the claims approved during any calendar
17 quarter exceeds 25% of the total funds available during the fiscal year for purposes
18 of this subsection plus any unencumbered funds remaining from the previous
19 quarter, the department shall prorate the available funds among the claimants with
20 approved claims. The department shall also prorate any unencumbered funds
21 remaining in the appropriation under s. 20.435 (3) 20.437 (1) (cf) at the end of each
22 fiscal year among the claimants whose claims were prorated during the fiscal year.
23 Payment of a prorated amount from unencumbered funds remaining at the end of
24 the fiscal year constitutes a complete payment of the claim for purposes of this

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1 program, but does not prohibit a foster parent or treatment foster parent from
2 submitting a claim under s. 16.007 for the unpaid portion.

3 ***-1261/5.478* *-1261/P3.423* SECTION 1322.** 48.627 (4) of the statutes is
4 amended to read:

5 48.627 (4) Except as provided in s. 895.485, the department is not liable for any
6 act or omission by or affecting a child who is placed in a foster home, treatment foster
7 home, or family-operated group home, but shall, as provided in this section, pay
8 claims described under sub. (2m) and may pay claims described under sub. (2s) or
9 may purchase insurance to cover such claims as provided for under sub. (2c), within
10 the limits of the appropriations under s. ~~20.435 (3)~~ 20.437 (1) (cf) and (pd).

11 ***-0261/6.21* SECTION 1323.** 48.63 (1) of the statutes is amended to read:

12 48.63 (1) Acting under court order or voluntary agreement, the child's parent
13 or guardian or the department of health and family services, the department of
14 corrections, a county department, or a child welfare agency licensed to place children
15 in foster homes, treatment foster homes, or group homes may place a child or
16 negotiate or act as intermediary for the placement of a child in a foster home,
17 treatment foster home, or group home. Voluntary agreements under this subsection
18 may not be used for placements in facilities other than foster, treatment foster, or
19 group homes and may not be extended. A foster home or treatment foster home
20 placement under a voluntary agreement may not exceed 180 days from the date on
21 which the child was removed from the home under the voluntary agreement. A group
22 home placement under a voluntary agreement may not exceed 15 days from the date
23 on which the child was removed from the home under the voluntary agreement,
24 except as provided in sub. (5). These time limitations do not apply to placements
25 made under s. 48.345, 938.183, 938.34, or 938.345. Voluntary agreements may be

1 made only under this subsection and sub. (5) (b) and shall be in writing and shall
2 specifically state that the agreement may be terminated at any time by the parent
3 or guardian or by the child if the child's consent to the agreement is required. The
4 child's consent to the agreement is required whenever the child is 12 years of age or
5 older. If a county department, the department, or the department of corrections
6 places a child or negotiates or acts as intermediary for the placement of a child under
7 this subsection, the voluntary agreement shall also specifically state that the county
8 department, department, or department of corrections has placement and care
9 responsibility for the child as required under 42 USC 672 (a) (2) and has primary
10 responsibility for providing services to the child.

11 ***-1261/5.479*** ***-1261/P3.425*** SECTION 1324. 48.64 (1) of the statutes is
12 amended to read:

13 48.64 (1) DEFINITION. In this section, "agency" means the department of health
14 and family services, the department of corrections, a county department, or a
15 licensed child welfare agency authorized to place children in foster homes, treatment
16 foster homes, or group homes.

17 ***-1261/5.480*** ***-1267/P1.91*** SECTION 1325. 48.651 (1) (intro.) of the statutes
18 is amended to read:

19 48.651 (1) (intro.) Each county department shall certify, according to the
20 standards adopted by the department of workforce development under s. 49.155 (1d),
21 each day care provider reimbursed for child care services provided to families
22 determined eligible under s. 49.155, unless the provider is a day care center licensed
23 under s. 48.65 or is established or contracted for under s. 120.13 (14). Each county
24 may charge a fee to cover the costs of certification. To be certified under this section,
25 a person must meet the minimum requirements for certification established by the

1 department of workforce development under s. 49.155 (1d), meet the requirements
2 specified in s. 48.685 and pay the fee specified in this section. The county shall certify
3 the following categories of day care providers:

4 ***-1261/5.481* *-1267/P1.92* SECTION 1326.** 48.651 (1) (a) of the statutes is
5 amended to read:

6 48.651 (1) (a) Level I certified family day care providers, as established by the
7 department of workforce development under s. 49.155 (1d). No county may certify
8 a provider under this paragraph if the provider is a relative of all of the children for
9 whom he or she provides care.

10 ***-1261/5.482* *-1267/P1.93* SECTION 1327.** 48.651 (1) (b) of the statutes is
11 amended to read:

12 48.651 (1) (b) Level II certified family day care providers, as established by the
13 department of workforce development, under s. 49.155 (1d).

14 ***-1261/5.483* SECTION 1328.** 48.651 (2m) of the statutes is amended to read:

15 48.651 (2m) Each county department shall provide the department of health
16 and family services with information about each person who is denied certification
17 for a reason specified in s. 48.685 (4m) (a) 1. to 5.

18 ***-1220/5.1* SECTION 1329.** 48.658 of the statutes is created to read:

19 **48.658 Child care quality rating system.** The department of workforce
20 development shall provide a child care quality rating system that rates the quality
21 of the child care provided by a child care provider licensed under s. 48.65 that receives
22 reimbursement under s. 49.155 for the child care provided or that volunteers for
23 rating under this section. The department of workforce development shall make the
24 rating information provided under that system available to the parents, guardians,
25 and legal custodians of children who are recipients, or prospective recipients, of care

1 and supervision from a child care provider that is rated under this section, including
2 making that information available on the department of workforce development's
3 Internet site.

4 ***-1261/5.484* SECTION 1330.** 48.658 of the statutes, as created by 2007
5 Wisconsin Act (this act), is amended to read:

6 **48.658 Child care quality rating system.** The department of workforce
7 development shall provide a child care quality rating system that rates the quality
8 of the child care provided by a child care provider licensed under s. 48.65 that receives
9 reimbursement under s. 49.155 for the child care provided or that volunteers for
10 rating under this section. The department of workforce development shall make the
11 rating information provided under that system available to the parents, guardians,
12 and legal custodians of children who are recipients, or prospective recipients, of care
13 and supervision from a child care provider that is rated under this section, including
14 making that information available on the ~~department of workforce development's~~
15 department's Internet site.

****NOTE: This is reconciled s. 48.658. This SECTION has been affected by drafts
with the following LRB numbers: -1220 and -1261.

16 ***-1261/5.485* *-1261/P3.426* SECTION 1331.** 48.66 (1) (a) of the statutes is
17 amended to read:

18 **48.66 (1) (a)** Except as provided in s. 48.715 (6) and (7), the department shall
19 license and supervise child welfare agencies, as required by s. 48.60, group homes,
20 as required by s. 48.625, shelter care facilities, as required by s. 938.22, and day care
21 centers, as required by s. 48.65. The department may license foster homes or
22 treatment foster homes, as provided by s. 48.62, and may license and supervise
23 county departments in accordance with the procedures specified in this section and

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1 in ss. 48.67 to 48.74. In the discharge of this duty the department may inspect the
2 records and visit the premises of all child welfare agencies, group homes, shelter care
3 facilities, and day care centers and visit the premises of all foster homes and
4 treatment foster homes in which children are placed.

5 ***-1261/5.486*** ***-1261/P3.427*** SECTION 1332. 48.66 (2m) (a) 1. of the statutes
6 is amended to read:

7 48.66 (2m) (a) 1. Except as provided in subd. 2., the department of ~~health and~~
8 ~~family services~~ shall require each applicant for a license under sub. (1) (a) to operate
9 a child welfare agency, group home, shelter care facility, or day care center who is an
10 individual to provide that department with the applicant's social security number,
11 and shall require each applicant for a license under sub. (1) (a) to operate a child
12 welfare agency, group home, shelter care facility, or day care center who is not an
13 individual to provide that department with the applicant's federal employer
14 identification number, when initially applying for or applying to continue the license.

15 ***-1261/5.487*** ***-1261/P3.428*** SECTION 1333. 48.66 (2m) (a) 2. of the statutes
16 is amended to read:

17 48.66 (2m) (a) 2. If an applicant who is an individual does not have a social
18 security number, the applicant shall submit a statement made or subscribed under
19 oath or affirmation to the department of ~~health and family services~~ that the
20 applicant does not have a social security number. The form of the statement shall
21 be prescribed by the department of ~~workforce development~~. A license issued in
22 reliance upon a false statement submitted under this subdivision is invalid.

23 ***-1261/5.488*** ***-1261/P3.429*** SECTION 1334. 48.66 (2m) (am) 2. of the
24 statutes is amended to read:

1 48.66 (2m) (am) 2. If an applicant who is an individual does not have a social
2 security number, the applicant shall submit a statement made or subscribed under
3 oath or affirmation to the department of corrections that the applicant does not have
4 a social security number. The form of the statement shall be prescribed by the
5 department of workforce development. A license issued in reliance upon a false
6 statement submitted under this subdivision is invalid.

7 *-1261/5.489* *-1261/P3.430* SECTION 1335. 48.66 (2m) (b) of the statutes is
8 amended to read:

9 48.66 (2m) (b) If an applicant who is an individual fails to provide the
10 applicant's social security number to the department of health and family services
11 or if an applicant who is not an individual fails to provide the applicant's federal
12 employer identification number to ~~that~~ the department, that department may not
13 issue or continue a license under sub. (1) (a) to operate a child welfare agency, group
14 home, shelter care facility, or day care center to or for the applicant unless the
15 applicant is an individual who does not have a social security number and the
16 applicant submits a statement made or subscribed under oath or affirmation as
17 required under par. (a) 2.

18 *-1261/5.490* *-1261/P3.431* SECTION 1336. 48.66 (2m) (c) of the statutes is
19 amended to read:

20 48.66 (2m) (c) The subunit of the department of health and family services that
21 obtains a social security number or a federal employer identification number under
22 par. (a) 1. may not disclose any that information obtained under par. (a) 1. to any
23 person except to the department of revenue for the sole purpose of requesting
24 certifications under s. 73.0301 or on the request of the subunit of the department of

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1 ~~workforce development that administers the child and spousal support program~~
2 under s. 49.22 (2m).

3 ***-1261/5.491* *-1267/P1.97* SECTION 1337.** 48.66 (2m) (cm) of the statutes
4 is amended to read:

5 48.66 (2m) (cm) The department of corrections may not disclose any
6 information obtained under par. (am) 1. to any person except on the request of the
7 department of ~~workforce development~~ under s. 49.22 (2m).

8 ***-1261/5.492* *-1261/P3.432* SECTION 1338.** 48.675 (3) (intro.) of the
9 statutes is amended to read:

10 48.675 (3) SUPPORT SERVICES. (intro.) The department shall provide funds from
11 the appropriation under s. ~~20.435 (6)~~ 20.437 (1) (a) to enable foster parents and
12 treatment foster parents to attend education programs approved under sub. (2) and
13 shall promulgate rules concerning disbursement of the funds. Moneys disbursed
14 under this subsection may be used for the following purposes:

15 ***-0841/5.1* SECTION 1339.** 48.685 (1) (bg) of the statutes is repealed.

16 ***-0841/5.2* SECTION 1340.** 48.685 (1) (d) of the statutes is repealed.

17 ***-1261/5.493* SECTION 1341.** 48.685 (2) (am) 5. of the statutes is amended to
18 read:

19 48.685 (2) (am) 5. Information maintained by the department of health and
20 family services under this section and under ss. 48.651 (2m), 48.75 (1m), and 120.13
21 (14) regarding any denial to the person of a license, continuation or renewal of a
22 license, certification, or a contract to operate an entity for a reason specified in sub.
23 (4m) (a) 1. to 5. and regarding any denial to the person of employment at, a contract
24 with, or permission to reside at an entity for a reason specified in sub. (4m) (b) 1. to
25 5. If the information obtained under this subdivision indicates that the person has

1 been denied a license, continuation or renewal of a license, certification, a contract,
2 employment, or permission to reside as described in this subdivision, the
3 department, a county department, a child welfare agency or a school board need not
4 obtain the information specified in subds. 1. to 4.

5 ***-0841/5.3* SECTION 1342.** 48.685 (2) (b) 1. (intro.) of the statutes is amended
6 to read:

7 48.685 (2) (b) 1. (intro.) Every entity shall obtain all of the following with
8 respect to a caregiver specified in sub. (1) (ag) 1. a. of the entity:

9 ***-1261/5.494* SECTION 1343.** 48.685 (2) (b) 1. e. of the statutes is amended to
10 read:

11 48.685 (2) (b) 1. e. Information maintained by the department of health and
12 family services under this section and under ss. 48.651 (2m), 48.75 (1m), and 120.13
13 (14) regarding any denial to the person of a license, continuation or renewal of a
14 license, certification, or a contract to operate an entity for a reason specified in sub.
15 (4m) (a) 1. to 5. and regarding any denial to the person of employment at, a contract
16 with, or permission to reside at an entity for a reason specified in sub. (4m) (b) 1. to
17 5. If the information obtained under this subd. 1. e. indicates that the person has
18 been denied a license, continuation or renewal of a license, certification, a contract,
19 employment, or permission to reside as described in this subd. 1. e., the entity need
20 not obtain the information specified in subd. 1. a. to d.

21 ***-0841/5.4* SECTION 1344.** 48.685 (2) (c) of the statutes is created to read:

22 48.685 (2) (c) 1. If the person who is the subject of the search under par. (am)
23 is seeking an initial license to operate a foster home or treatment foster home or is
24 seeking relicensure after a break in licensure, the department, county department,
25 or child welfare agency shall request under 42 USC 16962 (b) a fingerprint-based

1 check of the national crime information databases, as defined in 28 USC 534 (f) (3)
2 (A). The department, county department, or child welfare agency may release any
3 information obtained under this subdivision only as permitted under 42 USC 16962
4 (e).

5 2. If the person who is the subject of the search under par. (am) is seeking a
6 license to operate a foster home or treatment foster home or is an adult nonclient
7 resident of the foster home or treatment foster home and if the person is not, or at
8 any time within the 5 years preceding the date of the search has not been, a resident
9 of this state, the department, county department, or child welfare agency shall check
10 any child abuse or neglect registry maintained by any state or other U.S. jurisdiction
11 in which the person is a resident or was a resident within those 5 years for
12 information that is equivalent to the information specified in par. (am) 4. The
13 department, county department, or child welfare agency may not use any
14 information obtained under this subdivision for any purpose other than a search of
15 the person's background under par. (am).

16 ***-0841/5.5* SECTION 1345.** 48.685 (3) (a) of the statutes is amended to read:

17 48.685 (3) (a) Every 4 years or at any time within that period that the
18 department, a county department, a child welfare agency, or a school board considers
19 appropriate, the department, county department, child welfare agency, or school
20 board shall request the information specified in sub. (2) (am) 1. to 5. for all persons
21 caregivers specified in sub. (1) (ag) 1. b. who are licensed, certified, or contracted to
22 operate an entity, for all persons who are nonclient residents of an entity such a
23 caregiver, and for all persons under 18 years of age, but not under 12 years of age,
24 who are caregivers of a day care center that is licensed under s. 48.65 or established

1 or contracted for under s. 120.13 (4) or of a day care provider that is certified under
2 s. 48.651.

3 ***-0841/5.6* SECTION 1346.** 48.685 (3) (b) of the statutes is amended to read:
4 48.685 (3) (b) Every 4 years or at any time within that period that an entity
5 considers appropriate, the entity shall request the information specified in sub. (2)
6 (b) 1. a. to e. for all persons who are caregivers specified in sub. (1) (ag) 1. a. of the
7 entity other than persons under 18 years of age, but not under 12 years of age, who
8 are caregivers of a day care center that is licensed under s. 48.65 or established or
9 contracted for under s. 120.13 (14) or of a day care provider that is certified under s.
10 48.651.

11 ***-0841/5.7* SECTION 1347.** 48.685 (4m) (b) (intro.) of the statutes is amended
12 to read:

13 48.685 (4m) (b) (intro.) Notwithstanding s. 111.335, and except as provided in
14 sub. (5), an entity may not employ or contract with a caregiver specified in sub. (1)
15 (ag) 1. a. or permit a nonclient resident to reside at the entity if the entity knows or
16 should have known any of the following:

17 ***-0841/5.8* SECTION 1348.** 48.685 (5) (a) of the statutes is amended to read:

18 48.685 (5) (a) The Subject to par. (bm), the department may license to operate
19 an entity, a county department may certify under s. 48.651, a county department or
20 a child welfare agency may license under s. 48.62 and a school board may contract
21 with under s. 120.13 (14) a person who otherwise may not be licensed, certified or
22 contracted with for a reason specified in sub. (4m) (a) 1. to 5., and an entity may
23 employ, contract with, or permit to reside at the entity a person who otherwise may
24 not be employed, contracted with, or permitted to reside at the entity for a reason
25 specified in sub. (4m) (b) 1. to 5., if the person demonstrates to the department, the

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1 county department, the child welfare agency, or the school board or, in the case of an
2 entity that is located within the boundaries of a reservation, to the person or body
3 designated by the tribe under sub. (5d) (a) 3., by clear and convincing evidence and
4 in accordance with procedures established by the department by rule or by the tribe
5 that he or she has been rehabilitated.

6 ***-0841/5.9* SECTION 1349.** 48.685 (5) (bm) (intro.) of the statutes is amended
7 to read:

8 48.685 (5) (bm) (intro.) For purposes of licensing a foster home or treatment
9 foster home for the placement of a child on whose behalf foster care maintenance
10 payments under s. 48.62 (4) will be provided, no person who has been convicted of
11 any of the following offenses may be permitted to demonstrate that he or she has been
12 rehabilitated:

13 ***-1261/5.495* *-1261/P3.433* SECTION 1350.** 48.685 (5c) (a) of the statutes
14 is amended to read:

15 48.685 (5c) (a) Any person who is permitted but fails under sub. (5) (a) to
16 demonstrate to the department or a child welfare agency that he or she has been
17 rehabilitated may appeal to the secretary of health and family services or his or her
18 designee. Any person who is adversely affected by a decision of the secretary or his
19 or her designee under this paragraph has a right to a contested case hearing under
20 ch. 227.

21 ***-1261/5.496* SECTION 1351.** 48.685 (8) of the statutes is amended to read:

22 48.685 (8) The department, the department of health and family services, a
23 county department, a child welfare agency, or a school board may charge a fee for
24 obtaining the information required under sub. (2) (am) or (3) (a) or for providing
25 information to an entity to enable the entity to comply with sub. (2) (b) 1. or (3) (b).

1 The fee may not exceed the reasonable cost of obtaining the information. No fee may
2 be charged to a nurse's assistant, as defined in s. 146.40 (1) (d), for obtaining or
3 maintaining information if to do so would be inconsistent with federal law.

4 ***-1261/5.497*** ***-1261/P3.434*** **SECTION 1352.** 48.715 (6) of the statutes is
5 amended to read:

6 48.715 (6) The department of ~~health and family services~~ shall deny, suspend,
7 restrict, refuse to renew, or otherwise withhold a license under s. 48.66 (1) (a) or a
8 probationary license under s. 48.69 to operate a child welfare agency, group home,
9 shelter care facility, or day care center, and the department of corrections shall deny,
10 suspend, restrict, refuse to renew, or otherwise withhold a license under s. 48.66 (1)
11 (b) to operate a secured residential care center for children and youth, for failure of
12 the applicant or licensee to pay court-ordered payments of child or family support,
13 maintenance, birth expenses, medical expenses, or other expenses related to the
14 support of a child or former spouse or for failure of the applicant or licensee to comply,
15 after appropriate notice, with a subpoena or warrant issued by the department of
16 ~~workforce development~~ or a county child support agency under s. 59.53 (5) and
17 related to paternity or child support proceedings, as provided in a memorandum of
18 understanding entered into under s. 49.857. Notwithstanding s. 48.72, an action
19 taken under this subsection is subject to review only as provided in the memorandum
20 of understanding entered into under s. 49.857 and not as provided in s. 48.72.

21 ***-1261/5.498*** ***-1261/P3.435*** **SECTION 1353.** 48.743 of the statutes is created
22 to read:

23 **48.743 Community living arrangements for children. (1)** In this section,
24 "community living arrangement for children" means a residential care center for
25 children and youth or a group home.

1 (2) Community living arrangements for children shall be subject to the same
2 building and housing ordinances, codes, and regulations of the municipality or
3 county as similar residences located in the area in which the facility is located.

4 (3) The department shall designate a subunit to keep records and supply
5 information on community living arrangements for children under ss. 59.69 (15) (f),
6 60.63 (7), and 62.23 (7) (i) 6. The subunit shall be responsible for receiving all
7 complaints regarding community living arrangements for children and for
8 coordinating all necessary investigatory and disciplinary actions under the laws of
9 this state and under the rules of the department relating to the licensing of
10 community living arrangements for children.

11 (4) A community living arrangement for children with a capacity for 8 or fewer
12 persons shall be a permissible use for purposes of any deed covenant which limits use
13 of property to single-family or 2-family residences. A community living
14 arrangement for children with a capacity for 15 or fewer persons shall be a
15 permissible use for purposes of any deed covenant which limits use of property to
16 more than 2-family residences. Covenants in deeds which expressly prohibit use of
17 property for community living arrangements for children are void as against public
18 policy.

19 (5) If a community living arrangement for children is required to obtain special
20 zoning permission, as defined in s. 59.69 (15) (g), the department shall, at the request
21 of the unit of government responsible for granting the special zoning permission,
22 inspect the proposed facility and review the program proposed for the facility. After
23 such inspection and review, the department shall transmit to the unit of government
24 responsible for granting the special zoning permission a statement that the proposed

1 facility and its proposed program have been examined and are either approved or
2 disapproved by the department.

3 ***-1261/5.499* *-1261/P3.436* SECTION 1354.** 48.745 (5) of the statutes is
4 amended to read:

5 48.745 (5) If the county department designates the department to receive
6 formal complaints, the subunit under s. ~~46.03 (22) (e)~~ 48.743 (3) shall receive the
7 complaints and the department shall have all the powers and duties granted to the
8 county department in this section.

9 ***-0261/6.22* SECTION 1355.** 48.75 (1g) (c) 1. of the statutes is amended to read:

10 48.75 (1g) (c) 1. A statement that the public licensing agency issuing the license
11 is responsible has placement and care responsibility for the child as required under
12 42 USC 672 (a) (2) and has primary responsibility for providing services to the child
13 who is placed in the foster home, as specified in the agreement.

14 ***-1261/5.500* SECTION 1356.** 48.75 (1m) of the statutes is amended to read:

15 48.75 (1m) Each child welfare agency and public licensing agency shall provide
16 the subunit of the department that administers s. 48.685 of health and family
17 services with information about each person who is denied a license for a reason
18 specified in s. 48.685 (4m) (a) 1. to 5.

19 ***-1261/5.501* *-1261/P3.437* SECTION 1357.** 48.78 (2) (h) of the statutes is
20 amended to read:

21 48.78 (2) (h) Paragraph (a) does not prohibit the department, a county
22 department, or a licensed child welfare agency from entering the content of any
23 record kept or information received by the department, county department, or
24 licensed child welfare agency into the statewide automated child welfare
25 information system established under s. ~~46.03~~ 48.47 (7g).

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1 ***-1261/5.502*** ***-1261/P3.438*** **SECTION 1358.** 48.839 (1) (d) of the statutes is
2 amended to read:

3 48.839 (1) (d) If custody of the child is transferred under sub. (4) (b) to a county
4 department or child welfare agency before the child is adopted, the department shall
5 periodically bill the guardian and the surety under s. 46.03 (18) (b) or 46.10 49.32 (1)
6 (b) or 49.345 for the cost of care and maintenance of the child until the child is adopted
7 or becomes age 18, whichever is earlier. The guardian and surety shall also be liable
8 under the bond for costs incurred by the department in enforcing the bond against
9 the guardian and surety.

10 ***-1261/5.503*** ***-1261/P3.439*** **SECTION 1359.** 48.839 (1) (e) of the statutes is
11 amended to read:

12 48.839 (1) (e) This section does not preclude the department or any other
13 agency given custody of a child under sub. (4) (b) from collecting under s. 46.03 (18)
14 (b) or 46.10 49.32 (1) (b) or 49.345 from the former guardian for costs in excess of the
15 amount recovered under the bond incurred in enforcing the bond and providing care
16 and maintenance for the child until he or she reaches age 18 or is adopted.

17 ***-0841/5.10*** **SECTION 1360.** 48.88 (2) (am) of the statutes is created to read:

18 48.88 (2) (am) 1. If the petitioner was required to obtain an initial license to
19 operate a foster home or treatment foster home before placement of the child for
20 adoption or relicensure after a break in licensure, the agency making the
21 investigation shall obtain a criminal history search from the records maintained by
22 the department of justice and request under 42 USC 16962 (b) a fingerprint-based
23 check of the national crime information databases, as defined in 28 USC 534 (f) (3)
24 (A), with respect to the petitioner. The agency may release any information obtained
25 under this subdivision only as permitted under 42 USC 16962 (e). In the case of a

1 child on whose behalf adoption assistance payments will be provided under s. 48.975,
2 if the petitioner has been convicted of any of the offenses specified in s. 48.685 (5) (bm)
3 1. to 4., the agency may not report that the petitioner's home is suitable for the child.

4 2. If the petitioner was required to obtain a license to operate a foster home or
5 treatment foster home before placement of the child for adoption, the agency making
6 the investigation shall obtain information maintained by the department regarding
7 any substantiated reports of child abuse or neglect against the petitioner and any
8 other adult residing in the petitioner's home. If the petitioner or other adult residing
9 in the petitioner's home is not, or at any time within the 5 years preceding the date
10 of the search has not been, a resident of this state, the agency shall check any child
11 abuse or neglect registry maintained by any state or other U.S. jurisdiction in which
12 the petitioner or other adult is a resident or was a resident within those 5 years for
13 information that is equivalent to the information maintained by the department
14 regarding substantiated reports of child abuse or neglect. The agency may not use
15 any information obtained under this subdivision for any purpose other than a
16 background search under this subdivision.

17 ***-1261/5.504* *-1261/P3.440* SECTION 1361.** 48.93 (1d) of the statutes is
18 amended to read:

19 48.93 (1d) All records and papers pertaining to an adoption proceeding shall
20 be kept in a separate locked file and may not be disclosed except under sub. (1g) or
21 (1r), s. 46.03 (29), 48.432, 48.433, 48.434, 48.48 (17) (a) 9. or 48.57 (1) (j), or by order
22 of the court for good cause shown.

23 ***-1261/5.505* *-1261/P3.441* SECTION 1362.** 48.98 (2) (d) of the statutes is
24 amended to read:

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1 48.98 (2) (d) The department shall periodically bill the person who filed the
2 bond and the surety under s. 46.03 (18) (b) or 46.10 49.32 (1) (b) or 49.345 for the cost
3 of care and maintenance of the child until the child is adopted or becomes age 18,
4 whichever is earlier. The guardian and surety shall also be liable under the bond for
5 costs incurred by the department in enforcing the bond.

6 ***-0841/5.11* SECTION 1363.** 48.981 (3) (c) 8. of the statutes is amended to read:

7 48.981 (3) (c) 8. Using the format prescribed by the department, each county
8 department shall provide the department with information about each report that
9 the county department receives or that is received by a licensed child welfare agency
10 that is under contract with the county department and about each investigation that
11 the county department or a licensed child welfare agency under contract with the
12 county department conducts. Using the format prescribed by the department, a
13 licensed child welfare agency under contract with the department shall provide the
14 department with information about each report that the child welfare agency
15 receives and about each investigation that the child welfare agency conducts. ~~This~~
16 ~~information shall be used by the~~ The department shall use the information to
17 monitor services provided by county departments or licensed child welfare agencies
18 under contract with county departments or the department. The department shall
19 use nonidentifying information to maintain statewide statistics on child abuse and
20 neglect and on unborn child abuse, and for planning and policy development
21 purposes.

22 ***-1261/5.506* *-1261/P3.442* SECTION 1364.** 48.981 (7) (dm) of the statutes
23 is amended to read:

1 48.981 (7) (dm) Notwithstanding par. (a), an agency may enter the content of
2 any report or record maintained by the agency into the statewide automated child
3 welfare information system established under s. ~~46.03~~ 48.47 (7g).

4 ***-1261/5.507* *-1261/P3.443* SECTION 1365.** 48.981 (8) (a) of the statutes is
5 amended to read:

6 48.981 (8) (a) The department, the county departments, and a licensed child
7 welfare agency under contract with the department in a county having a population
8 of 500,000 or more to the extent feasible shall conduct continuing education and
9 training programs for staff of the department, the county departments, licensed
10 child welfare agencies under contract with the department or a county department,
11 law enforcement agencies, and the tribal social services departments, persons and
12 officials required to report, the general public, and others as appropriate. The
13 programs shall be designed to encourage reporting of child abuse and neglect and of
14 unborn child abuse, to encourage self-reporting and voluntary acceptance of services
15 and to improve communication, cooperation, and coordination in the identification,
16 prevention, and treatment of child abuse and neglect and of unborn child abuse.
17 Programs provided for staff of the department, county departments, and licensed
18 child welfare agencies under contract with county departments or the department
19 whose responsibilities include the investigation or treatment of child abuse or
20 neglect shall also be designed to provide information on means of recognizing and
21 appropriately responding to domestic abuse, as defined in s. ~~46.95~~ 49.165 (1) (a). The
22 department, the county departments, and a licensed child welfare agency under
23 contract with the department in a county having a population of 500,000 or more
24 shall develop public information programs about child abuse and neglect and about
25 unborn child abuse.

1 ***-1261/5.508*** ***-1261/P3.444*** **SECTION 1366.** 48.981 (8) (d) 1. of the statutes
2 is amended to read:

3 48.981 (8) (d) 1. Each agency staff member and supervisor whose
4 responsibilities include investigation or treatment of child abuse and neglect or of
5 unborn child abuse shall successfully complete training in child abuse and neglect
6 protective services and in unborn child abuse protective services approved by the
7 department. The training shall include information on means of recognizing and
8 appropriately responding to domestic abuse, as defined in s. ~~46.95~~ 49.165 (1) (a). The
9 department shall monitor compliance with this subdivision according to rules
10 promulgated by the department.

11 ***-1261/5.509*** ***-1261/P3.445*** **SECTION 1367.** 48.982 (2) (g) (intro.) of the
12 statutes is amended to read:

13 48.982 (2) (g) (intro.) In coordination with the ~~departments of health and family~~
14 ~~services and department and the department of public instruction:~~

15 ***-0419/1.1*** **SECTION 1368.** 48.982 (2e) (c) of the statutes is repealed.

16 ***-1270/3.2*** **SECTION 1369.** 48.983 (1) (i) of the statutes, as affected by 2007
17 Wisconsin Act (this act), is repealed.

 ****NOTE: This is reconciled s. 48.483 (1) (i). This SECTION has been affected by
 drafts with the following LRB numbers: LRB-1261 and LRB-1270.

18 ***-1270/3.3*** **SECTION 1370.** 48.983 (1) (j) of the statutes, as affected by 2007
19 Wisconsin Act (this act), is repealed.

 ****NOTE: This is reconciled s. 48.983 (1) (j). This SECTION has been affected by
 drafts with the following LRB numbers: LRB-1261 and LRB-1270.

20 ***-1270/3.4*** **SECTION 1371.** 48.983 (2) of the statutes, as affected by 2007
21 Wisconsin Act (this act), is amended to read:

1 48.983 (2) FUNDS PROVIDED. If a county or Indian tribe applies and is selected
2 by the department under sub. (5) to participate in the program under this section,
3 the department shall award, from the appropriation under s. 20.437 (2) (ab), a grant
4 annually to be used only for the purposes specified in sub. (4) (a) and (am). The
5 minimum amount of a grant is \$10,000. The department shall determine the amount
6 of a grant awarded to a county, ~~other than a county with a population of 500,000 or~~
7 ~~more,~~ or Indian tribe in excess of the minimum amount based on the number of births
8 that are funded by medical assistance under subch. IV of ch. 49 in that county or the
9 reservation of that Indian tribe ~~in proportion to the number of births that are funded~~
10 ~~by medical assistance under subch. IV of ch. 49 in all of the counties and the~~
11 ~~reservations of all of the Indian tribes to which grants are awarded under this~~
12 ~~section. The department shall determine the amount of a grant awarded to a county~~
13 ~~with a population of 500,000 or more in excess of the minimum amount based on 60%~~
14 ~~of the number of births that are funded by medical assistance under subch. IV of ch.~~
15 ~~49 in that county in proportion to the number of births that are funded by medical~~
16 ~~assistance under subch. IV of ch. 49 in all of the counties and the reservations of all~~
17 ~~of the Indian tribes to which grants are awarded under this section.~~

18 ***-1270/3.5* SECTION 1372.** 48.983 (3) (title) of the statutes, as affected by 2007
19 Wisconsin Act (this act), is repealed.

***NOTE: This is reconciled s. 48.983 (3) (title). This SECTION has been affected by
drafts with the following LRB numbers: LRB-1261 and LRB-1270.

20 ***-1270/3.6* SECTION 1373.** 48.983 (3) (a) of the statutes, as affected by 2007
21 Wisconsin Act (this act), is repealed.

***NOTE: This is reconciled s. 48.983 (3) (a). This SECTION has been affected by
drafts with the following LRB numbers: LRB-1261 and LRB-1270.

1 *-1270/3.7* SECTION 1374. 48.983 (3) (b) of the statutes, as affected by 2007
2 Wisconsin Act ... (this act), is renumbered 48.983 (3) and amended to read:

3 48.983 (3) JOINT APPLICATION PERMITTED. Two or more counties and Indian tribes
4 may submit a joint application to the department. ~~Each county or Indian tribe in a~~
5 ~~joint application shall be counted as a separate county or Indian tribe for the purpose~~
6 ~~of limiting the number of counties and Indian tribes selected in each state fiscal~~
7 ~~biennium.~~

 ***NOTE: This is reconciled s. 48.983 (3). This SECTION has been affected by drafts
 with the following LRB numbers: LRB-1261 and LRB-1270.

8 *-1270/3.8* SECTION 1375. 48.984 of the statutes is created to read:

9 48.984 **Universal home visitation services.** (1) DEFINITIONS. In this
10 section:

11 (a) "County department" means a county department of human services or
12 social services under s. 46.215, 46.22, or 46.23.

13 (b) "Indian tribe" means a federally recognized American Indian tribe or band
14 in this state.

15 (c) "Local health department" has the meaning given in s. 250.01 (4).

16 (d) "Local partnership" means any combination of 2 or more county
17 departments, local health departments, Indian tribes, and private nonprofit
18 agencies that have agreed to implement jointly a program of universal home
19 visitation services under this section.

20 (e) "Organization" means a county department, local health department,
21 Indian tribe, private nonprofit agency, or local partnership.

22 (f) "Private nonprofit agency" means a nonstock corporation organized under
23 ch. 181 that is a nonprofit corporation, as defined in s. 181.0103 (17).

1 (2) AWARDING OF GRANTS. From the appropriation account under s. 20.437 (2)
2 (ab), the department shall award grants to applying organizations for the provision
3 of the home visitation services specified in sub. (3) (a). The department shall
4 determine the amount of a grant awarded to an organization based on the number
5 of first-time births in the community served by the organization. The department
6 shall provide competitive application procedures for selecting organizations to
7 receive grants under this subsection and shall establish a method for ranking
8 applicants based on the quality of their applications. The department shall require
9 a grant recipient to provide matching funds or in-kind contributions as determined
10 by the department and shall ensure that a grant recipient does not use any grant
11 moneys awarded to supplant any other moneys used by the grant recipient at the
12 time of the awarding of the grant to provide home visitation services.

13 (3) PURPOSES OF GRANTS. (a) *Universal home visitation services.* An
14 organization that receives a grant under sub. (2) shall use the grant moneys awarded
15 to provide a one-time visit to all first-time parents in the community served by the
16 organization for the purposes of providing those parents with basic information
17 regarding infant health and nutrition, the care, safety, and development of infants,
18 and emergency services for infants and with the information relating to shaken baby
19 syndrome and impacted babies required under s. 253.15 (6); identifying the needs of
20 those parents; and providing those parents with referrals to programs, services, and
21 other resources that may meet those needs. An organization may visit a first-time
22 parent only if the parent or, if the parent is a child, his or her parent, guardian, or
23 legal custodian consents to the visit. No person who is required or permitted to report
24 suspected or threatened abuse or neglect under s. 48.981 (2) may make or threaten

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1 to make such a report based on a refusal of a person to receive a home visit under this
2 paragraph.

3 (b) *Start-up costs and capacity building.* In the first year in which a grant
4 under sub. (2) is awarded to an organization, the organization may use a portion of
5 the grant to pay for start-up costs and capacity building related to the provision of
6 home visitation services by the organization. The department shall determine the
7 maximum amount of a grant that an organization may use to pay for those start-up
8 costs and that capacity building.

9 (4) CONFIDENTIALITY. (a) *Nondisclosure of information; exceptions.* No person
10 may use or disclose any information concerning an individual who is offered home
11 visitation services under sub. (3) (a), including an individual who declines to receive
12 those services, or concerning an individual who is provided with a referral under sub.
13 (3) (a), including an individual who declines the referral, unless disclosure of the
14 information is required or permitted under s. 48.981 (2), the use or disclosure of the
15 information is connected to the administration of the program under this section, or
16 the individual has given his or her written informed consent to the use or disclosure
17 of the information.

18 (b) *Explanation of confidentiality requirements.* An organization that receives
19 a grant under sub. (2) shall provide or designate an individual or entity to provide
20 an explanation of the confidentiality requirements under par. (a) to each individual
21 who is offered home visitation services under sub. (3) (a) by the organization.

22 (5) NOTIFICATION OF PARENT PRIOR TO MAKING ABUSE OR NEGLECT REPORT. If a
23 person who is providing home visitation services under sub. (3) (a) determines that
24 he or she is required or permitted to make a report under s. 48.981 (2) about a child
25 in a family to which the person is providing those services, the person shall, prior to

1 making the report under s. 48.981 (2), make a reasonable effort to notify the child's
2 parent that a report under s. 48.981 (2) will be made and to encourage the parent to
3 contact a county department under s. 46.22 or 46.23 or, in a county having a
4 population of 500,000 or more, the department to request assistance. The
5 notification requirements under this subsection do not affect the reporting
6 requirements under s. 48.981 (2).

7 (6) INFORMATIONAL MATERIALS. Any informational materials about the home
8 visitation services provided under sub. (3) (a) that are distributed to a person who
9 is offered or who is receiving those services shall state the sources of funding for the
10 services.

11 ***-1261/5.510*** ***-1261/P3.446*** SECTION 1376. 48.985 (1) of the statutes is
12 amended to read:

13 48.985 (1) FEDERAL PROGRAM OPERATIONS. From the appropriation under s.
14 ~~20.435 (3)~~ 20.437 (1) (n), the department shall expend not more than \$273,700 in each
15 fiscal year of the moneys received under 42 USC 620 to 626 for the department's
16 expenses in connection with administering the expenditure of funds received under
17 42 USC 620 to 626 and for child abuse and neglect and unborn child abuse
18 independent investigations.

19 ***-1261/5.511*** ***-1261/P3.447*** SECTION 1377. 48.985 (2) of the statutes is
20 amended to read:

21 48.985 (2) COMMUNITY SOCIAL AND MENTAL HYGIENE SERVICES. From the
22 appropriation under s. ~~20.435 (7)~~ 20.437 (1) (o), the department shall distribute not
23 more than ~~\$3,809,600~~ \$3,554,300 in each fiscal year of the moneys received under
24 42 USC 620 to 626 to county departments under ~~ss. 46.215, 46.22, and 46.23~~ for the
25 provision or purchase of child welfare projects and services, for services to children

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1 and families, for services to the expectant mothers of unborn children, and for
2 family-based child welfare services.

3 ***-1261/5.512* *-1261/P3.448* SECTION 1378.** 48.985 (4) of the statutes is
4 amended to read:

5 48.985 (4) RUNAWAY SERVICES. From the appropriation under s. 20.435 (3)
6 20.437 (1) (na) for runaway services, not more than \$458,600 in each fiscal year.

7 ***-1261/5.513* *-1261/P3.449* SECTION 1379.** 48.985 (5) of the statutes is
8 repealed.

9 ***-1261/5.514* *-1261/P3.450* SECTION 1380.** 48.989 (1) (a) of the statutes is
10 amended to read:

11 48.989 (1) (a) "Appropriate authority in the receiving state" means the
12 department of health and family services.

13 ***-1261/5.515* *-1261/P3.451* SECTION 1381.** 48.989 (1) (b) of the statutes is
14 amended to read:

15 48.989 (1) (b) "Appropriate public authorities" means the department of health
16 and family services, which shall receive and act with reference to notices required
17 by s. 48.988 (3).

18 ***-1261/5.516* *-1267/P1.99* SECTION 1382.** Chapter 49 (title) of the statutes
19 is amended to read:

CHAPTER 49**PUBLIC ASSISTANCE AND****CHILDREN AND FAMILY SERVICES**

23 ***-1261/5.517* *-1267/P1.100* SECTION 1383.** 49.001 (9) of the statutes is
24 amended to read:

1 49.001 (9) "Wisconsin ~~works~~ Works agency" means a person under contract
2 under s. 49.143 to administer Wisconsin ~~works~~ Works under ss. 49.141 to 49.161. If
3 no contract is awarded under s. 49.143, "Wisconsin ~~works~~ Works agency" means the
4 department of ~~workforce development~~ children and families.

5 *-0994/P2.1* SECTION 1384. 49.02 (2) (c) of the statutes is repealed.

6 *-1521/6.3* SECTION 1385. 49.025 (2) (a) 2. of the statutes is amended to read:

7 49.025 (2) (a) 2. The department shall subtract from the amount determined
8 under subd. 1. amounts paid to hospitals in that county under s. 49.45 (6y) and (6z)
9 in that year and amounts paid on behalf of individuals in that county under the
10 demonstration project under s. 49.45 (23) in that year. If the amount determined
11 under this subdivision is less than zero, the amount of the relief block grant is \$0.

12 *-0264/1.1* SECTION 1386. 49.029 (3) of the statutes is amended to read:

13 49.029 (3) USE OF RELIEF BLOCK GRANT FUNDS. A tribal governing body may use
14 moneys received as a relief block grant only for the purpose of providing health care
15 services to dependent persons. Notwithstanding s. 49.01 (2g), health care services
16 may include treatment services for alcohol and other drug abuse and mental health
17 services.

18 *-1261/5.518* *-1267/P1.101* SECTION 1387. Subchapter III (title) of chapter
19 49 [precedes 49.11] of the statutes is amended to read:

20 CHAPTER 49

21 SUBCHAPTER III

22 ECONOMIC CHILDREN AND FAMILY SUPPORT AND WORK PROGRAMS

23 SERVICES

24 *-1261/5.519* *-1267/P1.102* SECTION 1388. 49.11 (1) of the statutes is
25 amended to read:

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1 49.11 (1) "Department" means the department of workforce development
2 children and families.

3 ***-1261/5.520* *-1267/P1.103* SECTION 1389.** 49.11 (2) of the statutes is
4 amended to read:

5 49.11 (2) "Secretary" means the secretary of workforce development children
6 and families.

7 ***-1313/3.3* SECTION 1390.** 49.13 (title) of the statutes is renumbered 49.79 (9)
8 (title).

9 ***-1313/3.4* SECTION 1391.** 49.13 (1) of the statutes is repealed.

10 ***-1313/3.5* SECTION 1392.** 49.13 (2) (a) of the statutes is renumbered 49.79 (9)
11 (a) 1. and amended to read:

12 49.79 (9) (a) 1. The department shall ~~contract with the department of health~~
13 ~~and family services as provided under s. 49.79 (10) to administer an employment and~~
14 ~~training program for recipients under the food stamp program and may contract~~
15 ~~under s. 49.78 with county departments under ss. 46.215, 46.22, and 46.23, and with~~
16 ~~tribal governing bodies to carry out the administrative functions.~~ The department
17 may contract, or a county department or tribal governing body may subcontract, with
18 a Wisconsin works Works agency or another provider to administer the employment
19 and training program under this subsection. Except as provided in pars. (b) and (bm)
20 subds. 2. and 3., the department may require able individuals who are 18 to 60 years
21 of age who are not participants in a Wisconsin works Works employment position to
22 participate in the employment and training program under this subsection.

23 ***-1313/3.6* SECTION 1393.** 49.13 (2) (b) of the statutes is renumbered 49.79 (9)
24 (a) 2. and amended to read:

1 49.79 (9) (a) 2. The department may not require an individual who is a recipient
2 under the food stamp program and who is the caretaker of a child who is under the
3 age of 12 weeks to participate in any employment and training program under par.
4 (a) this subsection.

5 ***-1313/3.7* SECTION 1394.** 49.13 (2) (bm) of the statutes is renumbered 49.79
6 (9) (a) 3. and amended to read:

7 49.79 (9) (a) 3. The department may not require an individual who is a recipient
8 under the food stamp program to participate in any employment and training
9 program under par. (a) this subsection if that individual is enrolled at least half time
10 in a school, as defined in s. 49.26 (1) (a) 2., a training program, or an institution of
11 higher education.

12 ***-1313/3.8* SECTION 1395.** 49.13 (2) (cm) of the statutes is renumbered 49.79
13 (9) (a) 4.

14 ***-1313/3.9* SECTION 1396.** 49.13 (2) (d) of the statutes is renumbered 49.79 (9)
15 (a) 5. and amended to read:

16 49.79 (9) (a) 5. A participant in an employment and training program under
17 this section subsection administered by the department is an employee of the
18 department for purposes of worker's compensation coverage, except to the extent
19 that the person for whom the participant is performing work provides worker's
20 compensation coverage. A participant in an employment and training program
21 under this section subsection administered by a Wisconsin works Works agency or
22 another provider is an employee of the Wisconsin works Works agency or other
23 provider for purposes of worker's compensation coverage, except to the extent that
24 the person for whom the participant is performing work provides worker's
25 compensation coverage.

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1 ***-1313/3.10*** SECTION 1397. 49.13 (3) (intro.) of the statutes is renumbered
2 49.79 (9) (b) (intro.) and amended to read:

3 49.79 (9) (b) (intro.) An individual who fails to comply with the work
4 requirements under sub. (2) par. (a) without good cause is ineligible to participate in
5 the food stamp program under s. 49.79 as follows:

6 ***-1313/3.11*** SECTION 1398. 49.13 (3) (a) of the statutes is renumbered 49.79
7 (9) (b) 1. and amended to read:

8 49.79 (9) (b) 1. For the first occurrence of noncompliance, one month, or until
9 the person complies with the work requirements under sub. (2) par. (a), whichever
10 is later.

11 ***-1313/3.12*** SECTION 1399. 49.13 (3) (b) of the statutes is renumbered 49.79
12 (9) (b) 2. and amended to read:

13 49.79 (9) (b) 2. For the 2nd occurrence of noncompliance, 3 months, or until the
14 person complies with the work requirements under sub. (2) par. (a), whichever is
15 later.

16 ***-1313/3.13*** SECTION 1400. 49.13 (3) (c) of the statutes is renumbered 49.79
17 (9) (b) 3. and amended to read:

18 49.79 (9) (b) 3. For the 3rd and subsequent occurrences of noncompliance, 6
19 months, or until the person complies with the work requirements under sub. (2) par.
20 (a), whichever is later.

21 ***-1261/5.521*** ***-1267/P1.104*** SECTION 1401. 49.138 (1m) (intro.) of the
22 statutes is amended to read:

23 49.138 (1m) (intro.) The department shall implement a program of emergency
24 assistance to needy persons in cases of fire, flood, natural disaster, homelessness or
25 impending homelessness, or energy crisis. The department shall establish the

1 maximum amount of aid to be granted, except for cases of energy crisis, per family
2 member based on the funding available under s. ~~20.445 (3)~~ 20.437 (2) (dz) and (md).
3 The department need not establish the maximum amount by rule under ch. 227. The
4 department shall publish the maximum amount and annual changes to it in the
5 Wisconsin administrative register. Emergency assistance provided to needy persons
6 under this section may only be provided to a needy person once in a 12-month period.
7 Emergency assistance provided to needy persons under this section in cases of
8 homelessness or impending homelessness may be used only to obtain or retain a
9 permanent living accommodation. For the purposes of this section, a family is
10 considered to be homeless, or to be facing impending homelessness, if any of the
11 following applies:

12 ~~*-1261/5.522* *-1261/P3.453*~~ **SECTION 1402.** 49.143 (2) (b) of the statutes is
13 amended to read:

14 49.143 (2) (b) Establish a children's services network. The children's services
15 network shall provide information about community resources available to the
16 dependent children in a Wisconsin works group, including charitable food and
17 clothing centers; subsidized and low-income housing; transportation subsidies; the
18 state supplemental food program for women, infants and children under s. ~~253.06~~
19 49.17; and child care programs. In a county having a population of 500,000 or more,
20 a children's services network shall, in addition, provide a forum for those persons
21 who are interested in the delivery of child welfare services and other services to
22 children and families in the geographical area under sub. (6) served by that
23 children's services network to communicate with and make recommendations to the
24 providers of those services in that geographical area with respect to the delivery of
25 those services in that area.

SECTION 1403

1 *-0486/1.1* SECTION 1403. 49.147 (3m) of the statutes is created to read:

2 49.147 (3m) REAL WORK, REAL PAY PILOT PROJECT. (a) *Administration and*
3 *evaluation.* Except as provided in par. (d), the department shall conduct and
4 evaluate a real work, real pay pilot project from January 1, 2008, to December 31,
5 2009.

6 (b) *Eligibility and project limits.* 1. Except as specifically provided in this
7 subsection, all general and nonfinancial eligibility requirements under s. 49.145
8 apply to participants under this subsection, and all requirements under sub. (3), as
9 they apply to Wisconsin Works agencies, employers, and participants, apply to
10 Wisconsin Works agencies, employers, and participants under this subsection.

11 2. The project shall be limited to 500 individuals and shall be conducted in at
12 least one of the geographical areas established by the department under s. 49.143 (6)
13 that is in Milwaukee County and in at least 2 of those geographical areas that are
14 not in Milwaukee County.

15 (c) *Employer subsidies and reimbursements.* The Wisconsin Works agency
16 shall pay an employer that employs a participant under this subsection a monthly
17 wage subsidy that does not exceed the federal minimum wage for no more than 30
18 hours of work per week. Worksite training activities prescribed by the employer that
19 are consistent with training provided to other employees at the worksite are
20 considered work for purposes of calculating the wage subsidy under this paragraph.
21 In addition to the wage subsidy, the Wisconsin Works agency shall reimburse the
22 employer for up to 100 percent of all of the following costs that are attributable to
23 employment of the participant:

- 24 1. Federal social security taxes.
- 25 2. State and federal unemployment contributions or taxes, if any.

1 3. Worker's compensation insurance premiums, if any.

2 (d) *Time-limited participation and payment extension.* An individual may
3 participate in the project under this subsection for a maximum of 6 months, with an
4 opportunity for an extension of up to 3 months. Notwithstanding the ending date for
5 the project, payments under par. (c) for any participant who is accepted into the
6 project before December 31, 2009, shall be made until the participant completes his
7 or her 6-month participation period or any extension to it already commenced before
8 that date.

9 (e) *Mentors and stipends.* The Wisconsin Works agency and employer of a
10 participant under this subsection shall work together to find a mentor for the
11 participant at the participant's work site. The Wisconsin Works agency shall pay
12 each mentor a monthly stipend of \$50.

13 (f) *Employer effort to retain, refer, or evaluate participant.* An employer that
14 employs a participant under this subsection and receives a wage subsidy shall agree
15 to make a good faith effort to retain the participant as a permanent unsubsidized
16 employee after the wage subsidy ends if the participant successfully completes
17 participation in the project under this subsection. An employer shall also agree that,
18 if the employer does not retain a participant as a permanent unsubsidized employee,
19 the employer will serve as an employment reference for the participant or provide
20 to the Wisconsin Works agency a written performance evaluation of the participant,
21 including recommendations for improvements.

22 *-1261/5.523* *-1267/P1.105* SECTION 1404. 49.147 (6) (c) of the statutes is
23 amended to read:

24 49.147 (6) (c) *Distribution and administration.* From the appropriation under
25 s. 20.445 (3) 20.437 (2) (jL), the department shall distribute funds for job access loans

1 to a Wisconsin Works agency, which shall administer the loans in accordance with
2 rules promulgated by the department.

3 ***-1261/5.524* *-1267/P1.106* SECTION 1405.** 49.147 (6) (cm) 1. of the statutes
4 is amended to read:

5 49.147 (6) (cm) 1. The department of ~~workforce development~~ may, in the
6 manner provided in s. 49.85, collect job access loan repayments that are delinquent
7 under the terms of a repayment agreement. The department of ~~workforce~~
8 ~~development~~ shall credit all delinquent repayments collected by the department of
9 revenue as a setoff under s. 71.93 to the appropriation account under s. ~~20.445 (3)~~
10 20.437 (2) (jL). Use of the process under s. 49.85 does not preclude the department
11 of ~~workforce development~~ from collecting delinquent repayments through other
12 legal means.

13 ***-0484/3.1* SECTION 1406.** 49.148 (1m) (title) of the statutes is amended to
14 read:

15 49.148 (1m) (title) CUSTODIAL PARENT OF INFANT, UNMARRIED, PREGNANT WOMAN.

16 ***-0484/3.3* SECTION 1407.** 49.148 (1m) (a) of the statutes is renumbered
17 49.148 (1m) (a) 1. and amended to read:

18 49.148 (1m) (a) 1. ~~A~~ An individual who meets the eligibility requirements
19 under s. 49.145 (2) and (3) and who is a custodial parent of a child who is 12 26 weeks
20 old or less and who meets the eligibility requirements under s. 49.145 (2) and (3) may
21 receive a monthly grant of \$673, unless another adult member of the custodial
22 parent's Wisconsin works Works group is participating in, or is eligible to participate
23 in, a Wisconsin works Works employment position or is employed in unsubsidized
24 employment, as defined in s. 49.147 (1) (c).

1 ~~(bm) A Wisconsin works Works~~ agency may not require a participant under this
2 subsection to participate in any employment positions. ~~Receipt of a grant under this~~
3 ~~subsection does not constitute participation in a Wisconsin works employment~~
4 ~~position for purposes of the time limits under s. 49.145 (2) (n) or 49.147 (3) (c), (4) (b)~~
5 ~~or (5) (b) 2. if the child is born to the participant not more than 10 months after the~~
6 ~~date that the participant was first determined to be eligible for assistance under s.~~
7 ~~49.19 or for a Wisconsin works employment position.~~

****NOTE: This is reconciled s. 49.148 (1m) (a). This SECTION has been affected by
LRB-0484 and LRB-1187.

8 ***-0484/3.2* SECTION 1408.** 49.148 (1m) (a) (intro.) of the statutes is created to
9 read:

10 49.148 (1m) (a) (intro.) Any of the following may receive a monthly grant of
11 \$673:

12 ***-0484/3.4* SECTION 1409.** 49.148 (1m) (a) 2. of the statutes is created to read:

13 49.148 (1m) (a) 2. An unmarried woman who would be eligible under s. 49.145
14 except that she is not a custodial parent of a dependent child and who is in the 3rd
15 trimester of a pregnancy that is medically verified and that is shown by medical
16 documentation to be at risk and to render the woman unable to participate in the
17 workforce.

18 ***-0484/3.5* SECTION 1410.** 49.148 (1m) (b) of the statutes is renumbered
19 49.148 (1m) (c) 1. and amended to read:

20 49.148 (1m) (c) 1. Receipt of a grant under this subsection by a participant
21 under par. (a) 1. constitutes participation in a Wisconsin works Works employment
22 position for purposes of the time limits under ss. 49.145 (2) (n) and 49.147 (3) (c), (4)
23 (b), or (5) (b) 2. if the child is born to the participant more than 10 months after the

SECTION 1410

1 ~~date that the participant was first determined to be eligible for assistance under s.~~
2 ~~49.19 or for a Wisconsin works employment position unless the child was conceived~~
3 ~~as a result of a sexual assault in violation of s. 940.225 (1), (2), or (3) in which the~~
4 ~~mother did not indicate a freely given agreement to have sexual intercourse or in~~
5 ~~violation of s. 948.02 or 948.025 or of incest in violation of s. 944.06 or 948.06 and that~~
6 ~~incest or sexual assault has been reported to a physician and to law enforcement~~
7 ~~authorities.~~

****NOTE: This is reconciled s. 49.148 (1m) (b). This SECTION has been affected by
LRB-0484 and LRB-1187.

8 ***-0484/3.6* SECTION 1411.** 49.148 (1m) (c) (intro.) of the statutes is created to
9 read:

10 49.148 (1m) (c) (intro.) For purposes of the time limits under ss. 49.145 (2) (n)
11 and 49.147 (3) (c), (4) (b), and (5) (b) 2., all of the following apply:

12 ***-0484/3.7* SECTION 1412.** 49.148 (1m) (c) 2. of the statutes is created to read:

13 49.148 (1m) (c) 2. Receipt of a grant under this subsection by a participant
14 under par. (a) 2. does not constitute participation in a Wisconsin Works employment
15 position.

****NOTE: This is reconciled s. 49.148 (1m) (c) 2. This SECTION has been affected by
LRB-0484 and LRB-1187.

16 ***-1261/5.525* *-1267/P1.107* SECTION 1413.** 49.155 (1g) (b) of the statutes
17 is amended to read:

18 49.155 (1g) (b) From the appropriations under s. ~~20.445 (3)~~ 20.437 (2) (cm),
19 (kx), and (mc), distribute \$5,488,500 in each fiscal year for grants under s. 49.134 (2)
20 for child day care resource and referral services, for grants under s. 49.137 (4m), for
21 a child care scholarship and bonus program, for administration of the department's
22 office of child care and for the department's share of the costs for the Child Care

1 Information Center operated by the division for libraries, technology, and
2 community learning in the department of public instruction.

3 ***-0267/5.1* SECTION 1414.** 49.155 (1g) (c) of the statutes is amended to read:

4 49.155 (1g) (c) From the appropriation account under s. 20.445 (3) (mc),

5 transfer \$4,438,200 ~~\$4,800,600~~ ^{\$5,236,800} in fiscal year 2005-06 2007-08 and \$4,440,500

6 ~~\$4,800,600~~ in fiscal year 2006-07 2008-09 to the appropriation account under s.

7 20.435 (3) (kx). ^{\$5,245,500}

8 ***-1261/5.526* *-1261/P3.455* SECTION 1415.** 49.155 (1g) (c) of the statutes,
9 as affected by 2007 Wisconsin Act (this act), is amended to read:

10 49.155 (1g) (c) From the appropriation account under s. 20.445 (3) 20.437 (2)

11 (mc), transfer ~~\$4,800,600~~ ^{\$5,236,800} in fiscal year 2007-08 and ~~\$4,800,600~~ ^{\$5,245,500} in fiscal year

12 2008-09 to the appropriation account under s. 20.435 (3) 20.437 (1) (kx).

****NOTE: This is reconciled s. 49.155 (1g) (c). This SECTION has been affected by
drafts with the following LRB numbers: -0267 and -1261.

13 ***-1261/5.527* *-1267/P1.109* SECTION 1416.** 49.155 (1g) (d) of the statutes
14 is amended to read:

15 49.155 (1g) (d) From the appropriation under s. 20.445 (3) (md), 2005 stats.,

16 distribute \$3,378,500 in fiscal year 2005-06 and \$3,378,500 in fiscal year 2006-07

17 for grants under s. 49.134 (2) for child day care resource and referral services, for

18 contracts under s. 49.137 (4) for training and technical assistance, for grants under

19 s. 49.137 (4m), and for a child care scholarship and bonus program.

20 ***-1522/3.1* SECTION 1417.** 49.155 (1m) (intro.) of the statutes is amended to
21 read:

22 49.155 (1m) ELIGIBILITY. (intro.) A Wisconsin ~~works~~ Works agency shall

23 determine eligibility for a child care subsidy under this section. Under this section,

1 subject to any waiting list placement under sub. (2), an individual may receive a
2 subsidy for child care for a child who has not attained the age of 13 or, if the child is
3 disabled, who has not attained the age of 19, if the individual meets all of the
4 following conditions:

5 ***-1313/3.14* SECTION 1418.** 49.155 (1m) (a) 3m. of the statutes is amended to
6 read:

7 49.155 (1m) (a) 3m. Participate in a job search or work experience component
8 of the food stamp employment and training program under s. ~~49.13~~ 49.79 (9).

9 ***-1538/2.1* SECTION 1419.** 49.155 (1m) (c) 1. (intro.) of the statutes is amended
10 to read:

11 49.155 (1m) (c) 1. (intro.) Except as provided in subds. 1g., and 1h., ~~1m., 2., and~~
12 ~~3., the gross income of the individual's family is at or below 185% of the poverty line~~
13 ~~for a family the size of the individual's family or, for an individual who is already~~
14 ~~receiving a child care subsidy under this section on the effective date of this~~
15 ~~subdivision [revisor inserts date], the gross income of the individual's family is at~~
16 ~~or below 200% of the poverty line for a family the size of the individual's family. In~~
17 ~~calculating the gross income of the family, the Wisconsin works Works agency shall~~
18 ~~include income described under s. 49.145 (3) (b) 1. and 3., except that, in calculating~~
19 ~~farm and self-employment income, the Wisconsin works Works agency shall include~~
20 ~~the sum of the following:~~

21 ***-1538/2.2* SECTION 1420.** 49.155 (1m) (c) 1c. of the statutes is created to read:

22 49.155 (1m) (c) 1c. Except as provided in subds. 1g. and 1h., for an individual
23 who, on or after the effective date of this subdivision [revisor inserts date], applies
24 for a child care subsidy under this section or reapplies for a child care subsidy under
25 this section after losing eligibility, the gross income of the individual's family when

1 the individual applies or reapplies is at or below 175 percent of the poverty line for
2 a family the size of the individual's family and, after the individual is already
3 receiving a child care subsidy under this section, the gross income of the individual's
4 family is at or below 190 percent of the poverty line for a family the size of the
5 individual's family. The Wisconsin Works agency shall calculate the gross income of
6 the family in the same manner as gross income is calculated under subd. 1.

7 ***-1538/2.3* SECTION 1421.** 49.155 (1m) (c) 1m. of the statutes is repealed.

8 ***-1538/2.4* SECTION 1422.** 49.155 (1m) (c) 2. of the statutes is repealed.

9 ***-1538/2.5* SECTION 1423.** 49.155 (1m) (c) 3. of the statutes is repealed.

10 ***-1522/3.2* SECTION 1424.** 49.155 (2) of the statutes is created to read:

11 49.155 (2) WAITING LIST. (a) If the department determines that projected child
12 care subsidies under this section will likely exceed the amount of funding allocated
13 for child care subsidies under s. 49.175 (1) (p), the department may implement a
14 prioritized waiting list system for applicants who are otherwise eligible for a child
15 care subsidy under sub. (1m). Under the system, an applicant on the waiting list
16 would not receive a child care subsidy until funding became sufficient.

17 (b) Notwithstanding par. (a), an applicant for a child care subsidy who is
18 eligible under sub. (1m) and who is participating in a work component of Wisconsin
19 Works under s. 49.147 may not be placed on a waiting list.

20 ***-1522/3.3* SECTION 1425.** 49.155 (3) (a) of the statutes is amended to read:

21 49.155 (3) (a) ~~A~~ Subject to any waiting list placement under sub. (2), a
22 Wisconsin works Works agency shall refer an individual who has been determined
23 eligible under sub. (1m) to a county department under s. 46.215, 46.22, or 46.23 for
24 child care assistance.

25 ***-0484/3.8* SECTION 1426.** 49.159 (4) of the statutes is amended to read:

1 49.159 (4) PREGNANT WOMEN. A pregnant woman whose pregnancy is medically
2 verified, who would be eligible under s. 49.145 except that she is not a custodial
3 parent of a dependent child, and who does not satisfy the requirements under s.
4 49.148 (1m) (a) 2. is eligible for employment training and job search assistance
5 services provided by the Wisconsin works Works agency.

6 ***-1261/5.528* *-1267/P1.110* SECTION 1427.** 49.1635 (1) of the statutes is
7 amended to read:

8 49.1635 (1) To the extent permitted under federal law and subject to sub. (2),
9 from the appropriation under s. 20.445 (3) 20.437 (2) (md) the department may
10 distribute funds to the Wisconsin Trust Account Foundation in an amount up to the
11 amount received by the foundation from private donations, but not to exceed
12 \$100,000 in a fiscal year. Except as provided in sub. (4), funds distributed under this
13 subsection may be used only for the provision of legal services to individuals who are
14 eligible for temporary assistance for needy families under 42 USC 601 et seq. and
15 whose incomes are at or below 200% of the poverty line.

16 ***-1261/5.529* *-1267/P1.111* SECTION 1428.** 49.175 (1) (intro.) of the statutes
17 is amended to read:

18 49.175 (1) ALLOCATION OF FUNDS. (intro.) Except as provided in sub. (2), within
19 the limits of the appropriations under s. 20.445 (3) 20.437 (2) (a), (cm), (dz), (k), (kx),
20 (L), (mc), (md), (me), and (s), the department shall allocate the following amounts for
21 the following purposes:

22 ***-0267/5.2* SECTION 1429.** 49.175 (1) (a) of the statutes is amended to read:

23 49.175 (1) (a) *Wisconsin Works benefits.* For Wisconsin Works benefits,
24 \$59,184,700 \$48,276,900 in fiscal year 2005-06 2007-08 and \$51,930,000
25 \$51,003,200 in fiscal year 2006-07 2008-09.

1 ***-0267/5.3*** SECTION 1430. 49.175 (1) (b) of the statutes is amended to read:
 2 49.175 (1) (b) *Wisconsin Works administration.* For administration of
 3 Wisconsin Works performed under contracts under s. 49.143, \$18,999,900
 4 \$13,201,100 in fiscal year 2005-06 2007-08 and ~~\$16,834,100~~ \$13,201,100 in fiscal
 5 year 2006-07 2008-09.

6 ***-0267/5.4*** SECTION 1431. 49.175 (1) (c) of the statutes is repealed.

7 ***-0267/5.5*** SECTION 1432. 49.175 (1) (f) of the statutes is amended to read:
 8 49.175 (1) (f) *Wisconsin Works ancillary services.* For program services under
 9 Wisconsin Works provided under contracts under s. 49.143, ~~\$49,534,800~~ \$38,604,400
 10 in fiscal year 2005-06 2007-08 and ~~\$43,463,000~~ \$40,066,300 in fiscal year 2006-07
 11 2008-09.

12 ***-0267/5.6*** SECTION 1433. 49.175 (1) (g) of the statutes is amended to read:
 13 49.175 (1) (g) *State administration of public assistance programs.* For state
 14 administration of public assistance programs, ~~\$16,060,000~~ \$17,577,500 in each
 15 fiscal year 2007-08 and \$17,807,000 in fiscal year 2008-09.

16 ***-0267/5.7*** SECTION 1434. 49.175 (1) (i) of the statutes is amended to read:
 17 49.175 (1) (i) *Emergency assistance.* For emergency assistance under s. 49.138,
 18 ~~\$4,500,000~~ \$8,900,000 in each fiscal year 2007-08 and \$9,400,000 in fiscal year
 19 2008-09.

20 ***-0267/5.8*** SECTION 1435. 49.175 (1) (p) of the statutes is amended to read:
 21 49.175 (1) (p) *Direct child care services.* For direct child care services under s.
 22 49.155, ~~\$310,332,100~~ \$315,175,100 in fiscal year 2005-06 2007-08 and
 23 ~~\$313,432,100~~ \$315,910,700 in fiscal year 2006-07 2008-09.

24 ***-0267/5.9*** SECTION 1436. 49.175 (1) (q) of the statutes is amended to read:

→ \$314,888,400

→ \$315,821,900

RJK

\$6,480,200

\$7,081,900

AJK

1 49.175 (1) (q) *Indirect child care services*. For indirect child care services under
2 s. 49.155 (1g), ~~\$9,926,700~~ \$10,840,400 in fiscal year 2005-06 2007-08 and
3 ~~\$9,929,000~~ \$10,882,000 in fiscal year ~~2006-07~~ 2008-09.

4 ***-0267/5.10* SECTION 1437.** 49.175 (1) (qm) of the statutes is amended to read:

5 49.175 (1) (qm) *Quality care for quality kids*. For the child care quality
6 improvement activities specified in s. 49.155 (1g) (d), ~~\$3,378,500~~ \$4,578,500 in each
7 fiscal year.

8 ***-0267/5.11* SECTION 1438.** 49.175 (1) (r) of the statutes is repealed.

9 ***-0267/6.12* SECTION 1439.** 49.175 (1) (s) of the statutes is created to read:

10 49.175 (1) (s) *Grants to Educare Center of Milwaukee*. For grants to the
11 Educare Center of Milwaukee, \$750,000 in each fiscal year.

12 ***-0267/5.12* SECTION 1440.** 49.175 (1) (z) of the statutes is amended to read:

13 49.175 (1) (z) *Grants to the Boys and Girls Clubs of America*. For grants to the
14 Wisconsin Chapter of the Boys and Girls Clubs of America to fund programs that
15 improve social, academic, and employment skills of youth who are eligible to receive
16 temporary assistance for needy families under 42 USC 601 et seq., ~~\$300,000~~
17 \$350,000 in each fiscal year.

18 ***-1261/5.530* *-1261/P3.456* SECTION 1441.** 49.175 (1) (ze) (title) of the
19 statutes is amended to read:

20 49.175 (1) (ze) (title) *Programs administered by the department of health and*
21 *family services relating to children and families*.

22 ***-0267/5.13* SECTION 1442.** 49.175 (1) (ze) 1. of the statutes is amended to
23 read:

24 49.175 (1) (ze) 1. 'Kinship care and long-term kinship care assistance.' For the
25 kinship care and long-term kinship care programs under s. 48.57 (3m), (3n), and

1 (3p), ~~\$23,034,200 in fiscal year 2005-06 and \$22,686,300~~ \$23,655,000 in each fiscal
2 year ~~2006-07~~.

3 ***-0267/5.14* SECTION 1443.** 49.175 (1) (ze) 2. of the statutes is amended to
4 read:

5 49.175 (1) (ze) 2. 'Children of recipients of supplemental security income.' For
6 payments made under s. 49.775 for the support of the dependent children of
7 recipients of supplemental security income, ~~\$30,444,000~~ \$30,272,400 in fiscal year
8 ~~2005-06 2007-08~~ and ~~\$30,394,000~~ \$30,272,400 in fiscal year ~~2006-07 2008-09~~.

9 ***-0267/5.15* SECTION 1444.** 49.175 (1) (ze) 10m. of the statutes is amended to
10 read:

11 49.175 (1) (ze) 10m. 'Safety and out-of-home placement services.' For services
12 provided in counties having a population of 500,000 or more to ensure the safety of
13 children who the department of health and family services determines may remain
14 at home if appropriate services are provided, ~~\$5,707,200~~ and for ongoing services
15 provided in those counties to families with children placed in out-of-home care,
16 \$5,631,300 in each fiscal year.

17 ***-1261/5.531* *-1261/P3.457* SECTION 1445.** 49.175 (1) (ze) 10m. of the
18 statutes, as affected by 2007 Wisconsin Act (this act), is amended to read:

19 49.175 (1) (ze) 10m. 'Safety and out-of-home placement services.' For services
20 provided in counties having a population of 500,000 or more to ensure the safety of
21 children who the department of health and family services determines may remain
22 at home if appropriate services are provided, and for ongoing services provided in
23 those counties to families with children placed in out-of-home care, \$5,631,300 in
24 each fiscal year.

****NOTE: This is reconciled s. 49.175 (1) (ze) 10m. This SECTION has been affected by drafts with the following LRB numbers: -0267 and -1261.

1 ***-0267/5.16*** SECTION 1446. 49.175 (1) (ze) 12. of the statutes is amended to
2 read:

3 49.175 (1) (ze) 12. 'Milwaukee and statewide child welfare administration.' For
4 the costs associated with the Milwaukee child welfare information system and the
5 Wisconsin statewide automated child welfare information system, \$1,310,800
6 \$1,510,800 in fiscal year 2005-06 2007-08 and \$1,317,700 \$1,532,100 in fiscal year
7 2006-07 2008-09.

8 ***-0267/5.17*** SECTION 1447. 49.175 (1) (zh) of the statutes is amended to read:

9 49.175 (1) (zh) *Earned income tax credit supplement*. For the transfer of
10 moneys from the appropriation account under s. 20.445 (3) (md) to the appropriation
11 account under s. 20.835 (2) (kf) for the earned income tax credit, \$55,232,000
12 \$30,616,700 in each fiscal year 2007-08 and \$25,004,300 in fiscal year 2008-09.

13 ***-1261/5.532*** ***-1267/P1.112*** SECTION 1448. 49.175 (1) (zh) of the statutes,
14 as affected by 2007 Wisconsin Act (this act), is amended to read:

15 49.175 (1) (zh) *Earned income tax credit supplement*. For the transfer of
16 moneys from the appropriation account under s. ~~20.445 (3)~~ 20.437 (2) (md) to the
17 appropriation account under s. 20.835 (2) (kf) for the earned income tax credit,
18 \$30,616,700 in fiscal year 2007-08 and \$25,004,300 in fiscal year 2008-09.

****NOTE: This is reconciled s. 49.175 (1) (zh). This SECTION has been affected by drafts with the following LRB numbers: -0267 and -1261.

19 ***-1261/5.533*** ***-1267/P1.113*** SECTION 1449. 49.175 (2) (c) of the statutes is
20 amended to read:

21 49.175 (2) (c) If the amounts of federal block grant moneys that are required
22 to be credited to the appropriation accounts under s. ~~20.445 (3)~~ 20.437 (2) (mc) and

1 (md) are less than the amounts appropriated under s. ~~20.445 (3)~~ 20.437 (2) (mc) and
2 (md), the department shall submit a plan to the secretary of administration for
3 reducing the amounts of moneys allocated under sub. (1). If the secretary of
4 administration approves the plan, the amounts of moneys required to be allocated
5 under sub. (1) may be reduced as proposed by the department and the department
6 shall allocate the moneys as specified in the plan.

7 ***-1676/2.4* SECTION 1450.** 49.177 of the statutes is created to read:

8 **49.177 Boys and Girls Clubs programs in 1st class cities.** From the
9 appropriation account under s. 20.445 (3) (kb), the department shall provide grants
10 to the Boys and Girls Clubs of Greater Milwaukee to fund programs that improve the
11 social, academic, and employment skills of youths who reside in 1st class cities.

12 ***-1261/5.534* SECTION 1451.** 49.177 of the statutes, as created by 2007
13 Wisconsin Act (this act), is amended to read:

14 **49.177 Boys and Girls Clubs programs in 1st class cities.** From the
15 appropriation account under s. ~~20.445 (3)~~ 20.437 (2) (kb), the department shall
16 provide grants to the Boys and Girls Clubs of Greater Milwaukee to fund programs
17 that improve the social, academic, and employment skills of youths who reside in 1st
18 class cities.

***NOTE: This is reconciled s. 49.177. This SECTION has been affected by drafts
with the following LRB numbers: -1261 and -1676.

19 ***-1261/5.535* *-1261/P3.458* SECTION 1452.** 49.19 (1) (a) 2. b. of the statutes
20 is amended to read:

21 49.19 (1) (a) 2. b. Is living in a foster home or treatment foster home licensed
22 under s. 48.62 if a license is required under that section, in a foster home or treatment
23 foster home located within the boundaries of a federally recognized American Indian

1 reservation in this state and licensed by the tribal governing body of the reservation,
2 in a group home licensed under s. 48.625, or in a residential care center for children
3 and youth licensed under s. 48.60, and has been placed in the foster home, treatment
4 foster home, group home, or center by a county department under s. 46.215, 46.22,
5 or 46.23, by the department of health and family services, by the department of
6 corrections, or by a federally recognized American Indian tribal governing body in
7 this state under an agreement with a county department.

8 ***-1261/5.536* *-1261/P3.459* SECTION 1453.** 49.19 (10) (a) of the statutes is
9 amended to read:

10 49.19 (10) (a) Aid under this section may also be granted to a nonrelative who
11 cares for a child dependent upon the public for proper support in a foster home or
12 treatment foster home having a license under s. 48.62, in a foster home or treatment
13 foster home located within the boundaries of a federally recognized American Indian
14 reservation in this state and licensed by the tribal governing body of the reservation
15 or in a group home licensed under s. 48.625, regardless of the cause or prospective
16 period of dependency. The state shall reimburse counties pursuant to the procedure
17 under s. 46.495 48.569 (2) and the percentage rate of participation set forth in s.
18 46.495 48.569 (1) (d) for aid granted under this subsection except that if the child does
19 not have legal settlement in the granting county, state reimbursement shall be at
20 100%. The county department under s. 46.215 or 46.22 shall determine the legal
21 settlement of the child. A child under one year of age shall be eligible for aid under
22 this subsection irrespective of any other residence requirement for eligibility within
23 this section.

24 ***-1261/5.537* *-1261/P3.460* SECTION 1454.** 49.19 (10) (d) of the statutes is
25 amended to read:

1 49.19 (10) (d) Aid may also be paid under this section to a licensed foster home,
2 treatment foster home, group home, or residential care center for children and youth
3 by the state when the child is in the custody or guardianship of the state, when the
4 child is a ward of an American Indian tribal court in this state and the placement is
5 made under an agreement between the department and the tribal governing body,
6 or when the child was part of the state's direct service case load and was removed
7 from the home of a relative specified in sub. (1) (a) as a result of a judicial
8 determination that continuance in the home of a relative would be contrary to the
9 child's welfare for any reason and the child is placed by the department of health and
10 family services or the department of corrections.

11 *-1261/5.538* *-1267/P1.114* SECTION 1455. 49.19 (11) (a) 1. a. of the statutes
12 is amended to read:

13 49.19 (11) (a) 1. a. Except as provided in subs. (11m) and (11s), monthly
14 payments made under s. ~~20.445 (3)~~ 20.437 (2) (dz) and (md) to persons or to families
15 with dependent children shall be based on family size and shall be at 80% of the total
16 of the allowances under subs. 2. and 4. plus the following standards of assistance
17 beginning on September 1, 1987:

Figure 49.19 (11) (a) 1. a.:

<u>FAMILY SIZE</u>	<u>AREA I</u>	<u>AREA II</u>
1	\$ 311	\$ 301
2	550	533
3	647	626
4	772	749
5	886	861
6	958	929
7	1,037	1,007
8	1,099	1,068
9	1,151	1,117
10	1,179	1,143