



State of Wisconsin  
2009 - 2010 LEGISLATURE

LRB-0317/2  
PJK&GMM:bjk/rs  
Estay  
4.6.09  
3  
rui's name

DOA:.....Grimrud, BB0029 - TANF and child care allocations

FOR 2009-11 BUDGET -- NOT READY FOR INTRODUCTION

SA - D - note  
PS changes  
do not  
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1 AN ACT relating to: the budget.

*Analysis by the Legislative Reference Bureau*

**HEALTH AND HUMAN SERVICES**

**CHILDREN**

Under current law, kinship care payments and assessments to determine eligibility for kinship care payments are funded from certain program revenue-service appropriations to DCF that consist of moneys transferred from a federal block grant aids appropriation of DCF. This bill eliminates those program revenues-service appropriations, resulting in kinship care payments and assessments being funded directly from that federal block grant aids appropriation.

**PUBLIC ASSISTANCE**

Under current law, DCF may spend no more than the minimum amount required under the federal law that provides federal Child Care Development Funds (CCDF). From a number of specified appropriations, DCF allocates CCDF for a number of specified purposes related to child care licensing and child care programs administered by DCF. The allocations in current law either provide no specific amount or require an allocation of at least a certain specified amount.

This bill eliminates the specific list of appropriations from which DCF allocates CCDF and eliminates the requirement that DCF spend no more than the minimum amount required under federal law for its child care licensing activities and child care programs. The programs to which allocations are made and the allocation amounts are not changed.

Also under current law, DCF allocates specific amounts of federal moneys in each fiscal year, including CCDF and moneys received under the Temporary Assistance for Needy Families (TANF) block grant program, for various public assistance programs and for child care-related purposes, including its day care licensing activities. The bill increases, decreases, and combines some of those allocations. The bill also adds an allocation for public assistance program fraud and error reduction activities and removes an allocation for the Milwaukee and statewide child welfare information systems.

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

---

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

1           **SECTION 1.** 20.437 (1) (kc) of the statutes is repealed.

      \*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

2           **SECTION 2.** 20.437 (1) (kd) of the statutes is repealed.

      \*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

3           **SECTION 3.** 20.437 (2) (md) of the statutes is amended to read:

4           20.437 (2) (md) *Federal block grant aids.* The amounts in the schedule, less  
5 the amounts withheld under s. 49.143 (3), for aids to individuals or organizations and  
6 to be transferred to the appropriation accounts under sub. (1) (ke), (kd), and (kx) and  
7 ss. 20.435 (4) (kz), (6) (kx), (7) (ky), and (8) (kx) and 20.835 (2) (kf). All block grant  
8 moneys received for these purposes from the federal government or any of its  
9 agencies and all moneys recovered under s. 49.143 (3) shall be credited to this  
10 appropriation account. The department may credit to this appropriation account the  
11 amount of any returned check, or payment in other form, that is subject to  
12 expenditure in the same contract period in which the original payment attempt was  
13 made, regardless of the fiscal year in which the original payment attempt was made.

14           **SECTION 4.** 48.57 (3m) (am) (intro.) of the statutes is amended to read:

1           48.57 **(3m)** (am) (intro.) From the appropriation under s. 20.437 ~~(1) (ke)~~ (2)  
2           (md), the department shall reimburse counties having populations of less than  
3           500,000 for payments made under this subsection and shall make payments under  
4           this subsection in a county having a population of 500,000 or more. A county  
5           department and, in a county having a population of 500,000 or more, the department  
6           shall make payments in the amount of \$215 per month to a kinship care relative who  
7           is providing care and maintenance for a child if all of the following conditions are met:

8           **SECTION 5.** 48.57 (3n) (am) (intro.) of the statutes is amended to read:

9           48.57 **(3n)** (am) (intro.) From the appropriation under s. 20.437 ~~(1) (ke)~~ (2) (md),  
10          the department shall reimburse counties having populations of less than 500,000 for  
11          payments made under this subsection and shall make payments under this  
12          subsection in a county having a population of 500,000 or more. A county department  
13          and, in a county having a population of 500,000 or more, the department shall make  
14          monthly payments for each child in the amount specified in sub. (3m) (am) (intro.)  
15          to a long-term kinship care relative who is providing care and maintenance for that  
16          child if all of the following conditions are met:

17          **SECTION 6.** 49.155 (1g) (intro.) and (a) (intro.) of the statutes are consolidated,  
18          renumbered 49.155 (1g) (intro.) and amended to read:

19          49.155 **(1g)** ~~DISTRIBUTION OF FUNDS~~ CHILD CARE ALLOCATIONS. (intro.) Within the  
20          limits of the availability of the federal child care and development block grant funds  
21          received under 42 USC 9858, the department shall ~~do all of the following:~~ ~~(a) (intro.)~~  
22          Subject to sub. (1j), spend no more than the minimum amount required under 42  
23          USC 9858 on programs to improve the quality and availability of child care. From  
24          the appropriations under s. 20.437 ~~(2) (em), (kx), (me), and (md)~~, the department

1 ~~shall allocate and distribute~~ allocate funding in each fiscal year for all of the  
2 following:

\*\*\*NOTE: This is reconciled s. 49.155 (1g) (intro.). This SECTION has been affected  
by drafts with the following LRB numbers: LRB-0313/P1 and LRB-0317/1.

3 **SECTION 7.** 49.155 (1g) (a) 1. of the statutes is renumbered 49.155 (1g) (ac).

4 **SECTION 8.** 49.155 (1g) (a) 2. of the statutes is renumbered 49.155 (1g) (bc).

5 **SECTION 9.** 49.155 (1g) (a) 3. of the statutes is renumbered 49.155 (1g) (c) and  
6 amended to read:

7 49.155 (1g) (c) ~~A transfer to the appropriation account under s. 20.437(1)(kx)~~  
8 ~~for child~~ Child care licensing activities, in the amount of at least \$4,800,600  
9 \$4,985,360 per fiscal year.

\*\*\*NOTE: This is reconciled s. 49.155 (1g) (a) 3. This SECTION has been affected by  
drafts with the following LRB numbers: LRB-0313/P1 and LRB-0317/1.

10 **SECTION 10.** 49.155 (1g) (a) 4. of the statutes is renumbered 49.155 (1g) (d).

11 **SECTION 11.** 49.155 (1g) (a) 5. of the statutes is renumbered 49.155 (1g) (e).

12 **SECTION 12.** 49.155 (1g) (a) 6. of the statutes is renumbered 49.155 (1g) (f).

13 **SECTION 13.** 49.155 (1g) (b) of the statutes is repealed.

14 **SECTION 14.** 49.175 (1) (a) of the statutes is amended to read:

15 49.175 (1) (a) *Wisconsin Works benefits.* For Wisconsin Works benefits,  
16 \$44,068,500 \$44,282,800 in fiscal year 2007-08 2009-10 and \$43,392,200  
17 \$45,947,300 in each fiscal year ~~2008-09~~ thereafter.

18 **SECTION 15.** 49.175 (1) (g) of the statutes is amended to read:

19 49.175 (1) (g) *State administration of public assistance programs and costs of*  
20 *overpayment collections.* For state administration of public assistance programs,  
21 \$16,670,100 in fiscal year 2007-08 and \$16,868,500 and costs associated with the

1 collection of public assistance overpayments, \$17,708,600 in fiscal year 2008-09  
2 2009-10 and \$17,810,400 in each fiscal year thereafter.

3 **SECTION 16.** 49.175 (1) (h) of the statutes is created to read:

4 49.175 (1) (h) *Public assistance program fraud and error reduction.* For  
5 activities to reduce fraud under s. 49.197 (1m) and activities to reduce payment  
6 errors under s. 49.197 (3), \$605,500 in each fiscal year.

7 **SECTION 17.** 49.175 (1) (i) of the statutes is amended to read:

8 49.175 (1) (i) *Emergency assistance.* For emergency assistance under s. 49.138,  
9 \$6,000,000 in each fiscal year 2007-08 and \$7,700,700 in fiscal year 2008-09.

10 **SECTION 18.** 49.175 (1) (i) of the statutes, as affected by 2009 Wisconsin Act ...

11 (this act), is amended to read:

12 49.175 (1) (i) *Emergency assistance.* For emergency assistance under s. 49.138,  
13 \$6,000,000 \$8,600,000 in fiscal year 2007-08 2009-10 and \$7,700,700 \$7,600,000 in  
14 each fiscal year 2008-09 thereafter.

> \*\*\*\*NOTE: This is reconciled s. 49.175 (1) (i). This SECTION has been affected by  
drafts with the following LRB numbers: LRB-0317/1 and LRB-1667/2.

15 **SECTION 19.** 49.175 (1) (p) of the statutes is amended to read:

16 49.175 (1) (p) *Direct child care services.* For direct child care services under s.  
17 49.155, \$359,201,800 in fiscal year 2007-08 and ~~\$355,352,000~~ \$375,736,400 in fiscal  
18 year 2008-09.

19 **SECTION 20.** 49.175 (1) (p) of the statutes, as affected by 2009 Wisconsin Act ...

20 (this act), is amended to read:

21 49.175 (1) (p) *Direct child care services.* For direct child care services under s.  
22 49.155, ~~\$359,201,800 in fiscal year 2007-08~~ and \$375,736,400 in each fiscal year  
23 2008-09.

\*\*\*\*NOTE: This is reconciled s. 49.175 (1) (p). This SECTION has been affected by drafts with the following LRB numbers: LRB-0317/1 and LRB-1667/2.

1           **SECTION 21.** 49.175 (1) (q) of the statutes is amended to read:

2           49.175 (1) (q) *Child care state administration and child care licensing*  
3 *activities.* For administration of child care services ~~under s. 49.155 (1g) (b),~~  
4 ~~\$1,765,600 in fiscal year 2007-08 and \$1,600,300 in programs under s. 49.155 and~~  
5 ~~the allocation under s. 49.155 (1g) (c) for child care licensing activities, \$7,635,200~~  
6 ~~in fiscal year 2009-10 and \$7,831,700 in each fiscal year 2008-09 thereafter.~~

7           **SECTION 22.** 49.175 (1) (qm) of the statutes is amended to read:

8           49.175 (1) (qm) *Quality care for quality kids.* For the child care quality  
9 improvement activities specified in s. 49.155 (1g) (a), ~~\$5,311,000 in each fiscal year,~~  
10 ~~\$6,329,400 in fiscal year 2009-10 and \$7,038,300 in each fiscal year thereafter.~~

11           **SECTION 23.** 49.175 (1) (qs) of the statutes is repealed.

12           **SECTION 24.** 49.175 (1) (ze) (title) of the statutes is repealed.

13           **SECTION 25.** 49.175 (1) (ze) 1. of the statutes is amended to read:

14           49.175 (1) (ze) 1. 'Kinship care and long-term kinship care assistance.' For the  
15 kinship care and long-term kinship care programs under s. 48.57 (3m), (3n), and  
16 (3p), ~~\$23,579,800 in each fiscal year 2007-08 and \$23,885,800 in fiscal year 2008-09.~~

17           **SECTION 26.** 49.175 (1) (ze) 1. of the statutes, as affected by 2009 Wisconsin Act  
18 .... (this act), is renumbered 49.175 (1) (s) and amended to read:

19           49.175 (1) (s) *Kinship care and long-term kinship care assistance.* For the  
20 kinship care and long-term kinship care programs under s. 48.57 (3m), (3n), and  
21 (3p), ~~\$23,579,800~~ \$23,892,400 in fiscal year ~~2007-08~~ 2009-10 and ~~\$23,885,800~~  
22 \$23,903,500 in each fiscal year ~~2008-09~~ thereafter.

\*\*\*\*NOTE: This is reconciled s. 49.175 (1) (ze) 1. This SECTION has been affected by drafts with the following LRB numbers: LRB-0317/1 and LRB-1667/2.

1           **SECTION 27.** 49.175 (1) (ze) 2. of the statutes is renumbered 49.175 (1) (r) and  
2 amended to read:

3           49.175 (1) (r) *Children of recipients of supplemental security income.* For  
4 payments made under s. 49.775 for the support of the dependent children of  
5 recipients of supplemental security income, ~~\$30,094,700 in fiscal year 2007-08 and~~  
6 ~~\$30,094,700~~ \$29,899,800 in fiscal year 2008-09 2009-10 and \$29,933,200 in each  
7 fiscal year thereafter.

8           **SECTION 28.** 49.175 (1) (ze) 10m. of the statutes is renumbered 49.175 (1) (t) and  
9 amended to read:

10          49.175 (1) (t) *Safety and out-of-home placement services.* For services provided  
11 in counties having a population of 500,000 or more to ensure the safety of children  
12 who the department determines may remain at home if appropriate services are  
13 provided, and for ongoing services provided in those counties to families with  
14 children placed in out-of-home care, ~~\$5,631,300~~ \$6,700,700 in each fiscal year.

15          **SECTION 29.** 49.175 (1) (ze) 11. of the statutes is renumbered 49.175 (1) (u).

16          **SECTION 30.** 49.175 (1) (ze) 12. of the statutes is repealed.

17          **SECTION 31.** 49.175 (1) (zh) of the statutes is amended to read:

18          49.175 (1) (zh) *Earned income tax credit supplement.* For the transfer of  
19 moneys from the appropriation account under s. 20.437 (2) (md) to the appropriation  
20 account under s. 20.835 (2) (kf) for the earned income tax credit, ~~\$21,125,400 in fiscal~~  
21 ~~year 2007-08 and \$6,664,200~~ \$0 in each fiscal year 2008-09.

22           **SECTION 9408. Effective dates; Children and Families.**

23           (1) RETROACTIVE ALLOCATIONS. The treatment of section 49.175 (1) (i) (by  
24 SECTION 17) and (p) (by SECTION 19) of the statutes and the amendment of section

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1 49.175 (1) (ze) 1. of the statutes take effect on the day after publication, or  
2 retroactively to June 30, 2009, whichever is earlier.

3 (END)

*D - note*

**DRAFTER'S NOTE  
FROM THE  
LEGISLATIVE REFERENCE BUREAU**

LRB-0317/3dn

PJK:.....

Lbjk

Date

Sarah:

This draft reconciles LRB-0313<sup>10</sup>, LRB-0317<sup>11</sup>, and LRB-1667<sup>12</sup>. All of these drafts, except LRB-0313, should continue to appear in the compiled bill.

This draft changes the allocation amount for emergency assistance [s. 49.175 (1) (i)] for fiscal year 2008-09.

Pamela J. Kahler  
Senior Legislative Attorney  
Phone: (608) 266-2682  
E-mail: pam.kahler@legis.wisconsin.gov

**DRAFTER'S NOTE**  
**FROM THE**  
**LEGISLATIVE REFERENCE BUREAU**

LRB-0317/3dn  
PJK:bjk.md

February 2, 2009

Sarah:

This draft reconciles LRB-0313/P1, LRB-0317/1, and LRB-1667/2. All of these drafts, except LRB-0313, should continue to appear in the compiled bill.

This draft changes the allocation amount for emergency assistance [s. 49.175 (1) (i)] for fiscal year 2008-09.

Pamela J. Kahler  
Senior Legislative Attorney  
Phone: (608) 266-2682  
E-mail: [pam.kahler@legis.wisconsin.gov](mailto:pam.kahler@legis.wisconsin.gov)

**Kahler, Pam**

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**From:** Grimsrud, Sarah - DOA [Sarah.Grimsrud@wisconsin.gov]  
**Sent:** Monday, February 02, 2009 6:16 PM  
**To:** Kahler, Pam  
**Subject:** FW: LRB Draft: 09-0317/3 TANF and child care allocations  
**Attachments:** 09-0317/3.pdf; 09-0317/3dn.pdf

Hi Pam,

In section 31 of this draft, I need the allocations to be \$6,664,200 in fiscal year 2009-10 and \$0 in fiscal year 2010-11.

Thanks.

**Sarah E. Grimsrud**  
**Executive Policy & Budget Analyst**  
**State Budget Office**  
**Division of Executive Budget & Finance**  
**Wisconsin Department of Administration**  
**(608) 266-2288**

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**From:** Duchek, Michael [mailto:Michael.Duchek@legis.wisconsin.gov]  
**Sent:** Monday, February 02, 2009 2:32 PM  
**To:** Grimsrud, Sarah - DOA  
**Cc:** Hanle, Bob - DOA; Hanaman, Cathlene - LEGIS; Beadles, Kathleen - DOA  
**Subject:** LRB Draft: 09-0317/3 TANF and child care allocations

Following is the PDF version of draft 09-0317/3.



*stays r m s m*

DOA:.....Grimsrud, BB0029 - TANF and child care allocations

FOR 2009-11 BUDGET -- NOT READY FOR INTRODUCTION

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p 7*

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

*Analysis by the Legislative Reference Bureau*

**HEALTH AND HUMAN SERVICES**

**CHILDREN**

Under current law, kinship care payments and assessments to determine eligibility for kinship care payments are funded from certain program revenue-service appropriations to DCF that consist of moneys transferred from a federal block grant aids appropriation of DCF. This bill eliminates those program revenues-service appropriations, resulting in kinship care payments and assessments being funded directly from that federal block grant aids appropriation.

**PUBLIC ASSISTANCE**

Under current law, DCF may spend no more than the minimum amount required under the federal law that provides federal Child Care Development Funds (CCDF). From a number of specified appropriations, DCF allocates CCDF for a number of specified purposes related to child care licensing and child care programs administered by DCF. The allocations in current law either provide no specific amount or require an allocation of at least a certain specified amount.

This bill eliminates the specific list of appropriations from which DCF allocates CCDF and eliminates the requirement that DCF spend no more than the minimum amount required under federal law for its child care licensing activities and child care programs. The programs to which allocations are made and the allocation amounts are not changed.

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4           20.437 (2) (md) *Federal block grant aids.* The amounts in the schedule, less  
5 ~~the amounts withheld under s. 49.143 (3),~~ for aids to individuals or organizations and  
6 to be transferred to the appropriation accounts under sub. (1) (ke), (kd), and (kx) and  
7 ss. 20.435 (4) (kz), (6) (kx), (7) (ky), and (8) (kx) and 20.835 (2) (kf). All block grant  
8 moneys received for these purposes from the federal government or any of its  
9 agencies ~~and all moneys recovered under s. 49.143 (3)~~ shall be credited to this  
10 appropriation account. The department may credit to this appropriation account the  
11 amount of any returned check, or payment in other form, that is subject to  
12 expenditure in the same contract period in which the original payment attempt was  
13 made, regardless of the fiscal year in which the original payment attempt was made.

14           **SECTION 4.** 48.57 (3m) (am) (intro.) of the statutes is amended to read:

1           48.57 **(3m)** (am) (intro.) From the appropriation under s. 20.437 (1) ~~(ke)~~ (2)  
2           (md), the department shall reimburse counties having populations of less than  
3           500,000 for payments made under this subsection and shall make payments under  
4           this subsection in a county having a population of 500,000 or more. A county  
5           department and, in a county having a population of 500,000 or more, the department  
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7           is providing care and maintenance for a child if all of the following conditions are met:

8           **SECTION 5.** 48.57 (3n) (am) (intro.) of the statutes is amended to read:

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10          the department shall reimburse counties having populations of less than 500,000 for  
11          payments made under this subsection and shall make payments under this  
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17          **SECTION 6.** 49.155 (1g) (intro.) and (a) (intro.) of the statutes are consolidated,  
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20          limits of the availability of the federal child care and development block grant funds  
21          received under 42 USC 9858, the department shall do all of the following: ~~(a) (intro.)~~  
22          ~~Subject to sub. (1j), spend no more than the minimum amount required under 42~~  
23          ~~USC 9858 on programs to improve the quality and availability of child care. From~~  
24          ~~the appropriations under s. 20.437 (2) (cm), (kx), (mc), and (md), the department~~

1 shall ~~allocate and distribute~~ allocate funding in each fiscal year for all of the  
2 following:

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22 49.155, ~~\$359,201,800 in fiscal year 2007-08~~ and \$375,736,400 in each fiscal year  
23 2008-09.

\*\*\*NOTE: This is reconciled s. 49.175 (1) (p). This SECTION has been affected by drafts with the following LRB numbers: LRB-0317/1 and LRB-1667/2.

1           **SECTION 21.** 49.175 (1) (q) of the statutes is amended to read:

2           49.175 (1) (q) *Child care state administration and child care licensing*  
3 *activities.* For administration of child care services under s. 49.155 (1g) (b),  
4 \$1,765,600 in fiscal year 2007-08 and \$1,600,300 in programs under s. 49.155 and  
5 the allocation under s. 49.155 (1g) (c) for child care licensing activities, \$7,635,200  
6 in fiscal year 2009-10 and \$7,831,700 in each fiscal year 2008-09 thereafter.

7           **SECTION 22.** 49.175 (1) (qm) of the statutes is amended to read:

8           49.175 (1) (qm) *Quality care for quality kids.* For the child care quality  
9 improvement activities specified in s. 49.155 (1g) (a), \$5,311,000 in each fiscal year,  
10 \$6,329,400 in fiscal year 2009-10 and \$7,038,300 in each fiscal year thereafter.

11           **SECTION 23.** 49.175 (1) (qs) of the statutes is repealed.

12           **SECTION 24.** 49.175 (1) (ze) (title) of the statutes is repealed.

13           **SECTION 25.** 49.175 (1) (ze) 1. of the statutes is amended to read:

14           49.175 (1) (ze) 1. 'Kinship care and long-term kinship care assistance.' For the  
15 kinship care and long-term kinship care programs under s. 48.57 (3m), (3n), and  
16 (3p), \$23,579,800 in each fiscal year 2007-08 and \$23,885,800 in fiscal year 2008-09.

17           **SECTION 26.** 49.175 (1) (ze) 1. of the statutes, as affected by 2009 Wisconsin Act  
18 ... (this act), is renumbered 49.175 (1) (s) and amended to read:

19           49.175 (1) (s) *Kinship care and long-term kinship care assistance.* For the  
20 kinship care and long-term kinship care programs under s. 48.57 (3m), (3n), and  
21 (3p), \$23,579,800 \$23,892,400 in fiscal year 2007-08 2009-10 and \$23,885,800  
22 \$23,903,500 in each fiscal year 2008-09 thereafter.

\*\*\*NOTE: This is reconciled s. 49.175 (1) (ze) 1. This SECTION has been affected by drafts with the following LRB numbers: LRB-0317/1 and LRB-1667/2.

1           **SECTION 27.** 49.175 (1) (ze) 2. of the statutes is renumbered 49.175 (1) (r) and  
2 amended to read:

3           49.175 (1) (r) *Children of recipients of supplemental security income.* For  
4 payments made under s. 49.775 for the support of the dependent children of  
5 recipients of supplemental security income, ~~\$30,094,700 in fiscal year 2007-08 and~~  
6 ~~\$30,094,700~~ \$29,899,800 in fiscal year ~~2008-09~~ 2009-10 and \$29,933,200 in each  
7 fiscal year thereafter.

8           **SECTION 28.** 49.175 (1) (ze) 10m. of the statutes is renumbered 49.175 (1) (t) and  
9 amended to read:

10          49.175 (1) (t) *Safety and out-of-home placement services.* For services provided  
11 in counties having a population of 500,000 or more to ensure the safety of children  
12 who the department determines may remain at home if appropriate services are  
13 provided, and for ongoing services provided in those counties to families with  
14 children placed in out-of-home care, ~~\$5,631,300~~ \$6,700,700 in each fiscal year.

15          **SECTION 29.** 49.175 (1) (ze) 11. of the statutes is renumbered 49.175 (1) (u).

16          **SECTION 30.** 49.175 (1) (ze) 12. of the statutes is repealed.

17          **SECTION 31.** 49.175 (1) (zh) of the statutes is amended to read:

18          49.175 (1) (zh) *Earned income tax credit supplement.* For the transfer of  
19 moneys from the appropriation account under s. 20.437 (2) (md) to the appropriation  
20 account under s. 20.835 (2) (kf) for the earned income tax credit, ~~\$21,125,400 in fiscal~~  
21 ~~year 2007-08 and \$6,664,200~~ \$0 in each fiscal year ~~2008-09.~~

22          **SECTION 9408. Effective dates; Children and Families.**

23          (1) **RETROACTIVE ALLOCATIONS.** The treatment of section 49.175 (1) (i) (by  
24 SECTION 17) and (p) (by SECTION 19) of the statutes and the amendment of section

Insert 7-21

1 49.175 (1) (ze) 1. of the statutes take effect on the day after publication, or  
2 retroactively to June 30, 2009, whichever is earlier.

3 (END)

*D-1710*

**2009-2010 DRAFTING INSERT  
FROM THE  
LEGISLATIVE REFERENCE BUREAU**

LRB-0317/4ins  
PJK&GMM:bjk&cjs:md

**INSERT 7-21**

1           **SECTION 1.** 49.175 (1) (zh) of the statutes is amended to read:

2           49.175 (1) (zh) *Earned income tax credit supplement.* For the transfer of  
3           moneys from the appropriation account under s. 20.437 (2) (md) to the appropriation  
4           account under s. 20.835 (2) (kf) for the earned income tax credit, \$21,125,400  
5           \$6,664,200 in fiscal year ~~2007-08~~ 2009-10 and ~~\$6,664,200~~ \$0 in fiscal year ~~2008-09~~  
6           2010-2011.

**History:** 1997 a. 27, 105, 236, 237, 252, 318; 1999 a. 9; 2001 a. 16, 104, 109; 2003 a. 33, 321, 327; 2005 a. 25, 254; 2007 a. 5, 20, 226.

**(END OF INSERT 7-21)**

**DRAFTER'S NOTE  
FROM THE  
LEGISLATIVE REFERENCE BUREAU**

February 2, 2009

LRB-0317/3dn

PJK:bjk:md

4  
r m hot run  
bjk

Sarah:

This draft reconciles LRB-0313/P1, LRB-0317/1, and LRB-1667/2. All of these drafts, except LRB-0313, should continue to appear in the compiled bill.

This draft changes the allocation amount for emergency assistance [s. 49.175 (1) (i)] for fiscal year 2008-09.

Pamela J. Kahler  
Senior Legislative Attorney  
Phone: (608) 266-2682  
E-mail: pam.kahler@legis.wisconsin.gov

**DRAFTER'S NOTE  
FROM THE  
LEGISLATIVE REFERENCE BUREAU**

LRB-0317/4dn  
PJK:bjk:rs

February 3, 2009

Sarah:

This draft reconciles LRB-0313/P1, LRB-0317/1, and LRB-1667/2. All of these drafts, except LRB-0313, should continue to appear in the compiled bill.

Pamela J. Kahler  
Senior Legislative Attorney  
Phone: (608) 266-2682  
E-mail: [pam.kahler@legis.wisconsin.gov](mailto:pam.kahler@legis.wisconsin.gov)

**Kahler, Pam**

---

**From:** Grimsrud, Sarah - DOA [Sarah.Grimrud@wisconsin.gov]  
**Sent:** Monday, February 09, 2009 11:33 AM  
**To:** Kahler, Pam  
**Subject:** LRB 0317/4

Hi Pam,

Just some minor edits to this one:

Section 17: The allocation should be \$7,000,000 in fiscal year 2008-09. (Emergency Assistance)

Section 18: The allocation should be \$7,000,000 in fiscal year 2009-10 and \$6,000,000 in fiscal year 2010-11. (Emergency Assistance)

Section 21: The allocation should be \$8,472,400 in fiscal year 2009-10 and \$8,781,300 in fiscal year 2010-11. (Child Care State Admin. and Licensing)

Thanks Pam!

Sarah

**Sarah E. Grimsrud**  
**Executive Policy & Budget Analyst**  
**State Budget Office**  
**Division of Executive Budget & Finance**  
**Wisconsin Department of Administration**  
**(608) 266-2288**



stay  
r m i s n u r

DOA:.....Grimsrud, BB0029 - TANF and child care allocations

FOR 2009-11 BUDGET -- NOT READY FOR INTRODUCTION

*J-note*

*do not  
for cost*

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

*Analysis by the Legislative Reference Bureau*

**HEALTH AND HUMAN SERVICES**

**CHILDREN**

Under current law, kinship care payments and assessments to determine eligibility for kinship care payments are funded from certain program revenue-service appropriations to DCF that consist of moneys transferred from a federal block grant aids appropriation of DCF. This bill eliminates those program revenues-service appropriations, resulting in kinship care payments and assessments being funded directly from that federal block grant aids appropriation.

**PUBLIC ASSISTANCE**

Under current law, DCF may spend no more than the minimum amount required under the federal law that provides federal Child Care Development Funds (CCDF). From a number of specified appropriations, DCF allocates CCDF for a number of specified purposes related to child care licensing and child care programs administered by DCF. The allocations in current law either provide no specific amount or require an allocation of at least a certain specified amount.

This bill eliminates the specific list of appropriations from which DCF allocates CCDF and eliminates the requirement that DCF spend no more than the minimum amount required under federal law for its child care licensing activities and child care programs. The programs to which allocations are made and the allocation amounts are not changed.

Also under current law, DCF allocates specific amounts of federal moneys in each fiscal year, including CCDF and moneys received under the Temporary Assistance for Needy Families (TANF) block grant program, for various public assistance programs and for child care-related purposes, including its day care licensing activities. The bill increases, decreases, and combines some of those allocations. The bill also adds an allocation for public assistance program fraud and error reduction activities and removes an allocation for the Milwaukee and statewide child welfare information systems.

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

---

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

1           **SECTION 1.** 20.437 (1) (kc) of the statutes is repealed.

      \*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

2           **SECTION 2.** 20.437 (1) (kd) of the statutes is repealed.

      \*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

3           **SECTION 3.** 20.437 (2) (md) of the statutes is amended to read:

4           20.437 (2) (md) *Federal block grant aids.* The amounts in the schedule, less  
5 ~~the amounts withheld under s. 49.143 (3),~~ for aids to individuals or organizations and  
6 to be transferred to the appropriation accounts under sub. (1) (ke), (kd), and (kx) and  
7 ss. 20.435 (4) (kz), (6) (kx), (7) (ky), and (8) (kx) and 20.835 (2) (kf). All block grant  
8 moneys received for these purposes from the federal government or any of its  
9 agencies ~~and all moneys recovered under s. 49.143 (3)~~ shall be credited to this  
10 appropriation account. The department may credit to this appropriation account the  
11 amount of any returned check, or payment in other form, that is subject to  
12 expenditure in the same contract period in which the original payment attempt was  
13 made, regardless of the fiscal year in which the original payment attempt was made.

14           **SECTION 4.** 48.57 (3m) (am) (intro.) of the statutes is amended to read:

1           48.57 **(3m)** (am) (intro.) From the appropriation under s. 20.437 ~~(1) (ke)~~ (2)  
2           (md), the department shall reimburse counties having populations of less than  
3           500,000 for payments made under this subsection and shall make payments under  
4           this subsection in a county having a population of 500,000 or more. A county  
5           department and, in a county having a population of 500,000 or more, the department  
6           shall make payments in the amount of \$215 per month to a kinship care relative who  
7           is providing care and maintenance for a child if all of the following conditions are met:

8           **SECTION 5.** 48.57 (3n) (am) (intro.) of the statutes is amended to read:

9           48.57 **(3n)** (am) (intro.) From the appropriation under s. 20.437 ~~(1) (ke)~~ (2) (md),  
10          the department shall reimburse counties having populations of less than 500,000 for  
11          payments made under this subsection and shall make payments under this  
12          subsection in a county having a population of 500,000 or more. A county department  
13          and, in a county having a population of 500,000 or more, the department shall make  
14          monthly payments for each child in the amount specified in sub. (3m) (am) (intro.)  
15          to a long-term kinship care relative who is providing care and maintenance for that  
16          child if all of the following conditions are met:

17          **SECTION 6.** 49.155 (1g) (intro.) and (a) (intro.) of the statutes are consolidated,  
18          renumbered 49.155 (1g) (intro.) and amended to read:

19          49.155 **(1g)** ~~DISTRIBUTION OF FUNDS~~ CHILD CARE ALLOCATIONS. (intro.) Within the  
20          limits of the availability of the federal child care and development block grant funds  
21          received under 42 USC 9858, the department shall ~~do all of the following:~~ ~~(a) (intro.)~~  
22          ~~Subject to sub. (1j), spend no more than the minimum amount required under 42~~  
23          ~~USC 9858 on programs to improve the quality and availability of child care. From~~  
24          ~~the appropriations under s. 20.437 (2) (cm), (kx), (mc), and (md), the department~~

1 ~~shall allocate and distribute~~ allocate funding in each fiscal year for all of the  
2 following:

\*\*\*NOTE: This is reconciled s. 49.155 (1g) (intro.). This SECTION has been affected  
by drafts with the following LRB numbers: LRB-0313/P1 and LRB-0317/1.

3 **SECTION 7.** 49.155 (1g) (a) 1. of the statutes is renumbered 49.155 (1g) (ac).

4 **SECTION 8.** 49.155 (1g) (a) 2. of the statutes is renumbered 49.155 (1g) (bc).

5 **SECTION 9.** 49.155 (1g) (a) 3. of the statutes is renumbered 49.155 (1g) (c) and  
6 amended to read:

7 49.155 (1g) (c) ~~A transfer to the appropriation account under s. 20.437 (1) (kx)~~  
8 ~~for child~~ Child care licensing activities, in the amount of at least \$4,800,600  
9 \$4,985,360 per fiscal year.

\*\*\*NOTE: This is reconciled s. 49.155 (1g) (a) 3. This SECTION has been affected by  
drafts with the following LRB numbers: LRB-0313/P1 and LRB-0317/1.

10 **SECTION 10.** 49.155 (1g) (a) 4. of the statutes is renumbered 49.155 (1g) (d).

11 **SECTION 11.** 49.155 (1g) (a) 5. of the statutes is renumbered 49.155 (1g) (e).

12 **SECTION 12.** 49.155 (1g) (a) 6. of the statutes is renumbered 49.155 (1g) (f).

13 **SECTION 13.** 49.155 (1g) (b) of the statutes is repealed.

14 **SECTION 14.** 49.175 (1) (a) of the statutes is amended to read:

15 49.175 (1) (a) *Wisconsin Works benefits.* For Wisconsin Works benefits,  
16 \$44,068,500 ~~\$44,282,800~~ in fiscal year 2007-08 2009-10 and \$43,392,200  
17 \$45,947,300 in each fiscal year 2008-09 thereafter.

18 **SECTION 15.** 49.175 (1) (g) of the statutes is amended to read:

19 49.175 (1) (g) *State administration of public assistance programs and costs of*  
20 *overpayment collections.* For state administration of public assistance programs,  
21 \$16,670,100 in fiscal year 2007-08 and \$16,868,500 and costs associated with the

1 collection of public assistance overpayments, \$17,708,600 in fiscal year 2008-09  
2 2009-10 and \$17,810,400 in each fiscal year thereafter.

3 SECTION 16. 49.175 (1) (h) of the statutes is created to read:

4 49.175 (1) (h) *Public assistance program fraud and error reduction.* For  
5 activities to reduce fraud under s. 49.197 (1m) and activities to reduce payment  
6 errors under s. 49.197 (3), \$605,500 in each fiscal year.

7 SECTION 17. 49.175 (1) (i) of the statutes is amended to read:

8 49.175 (1) (i) *Emergency assistance.* For emergency assistance under s. 49.138,  
9 \$6,000,000 in each fiscal year 2007-08 and \$8,600,000 in fiscal year 2008-09.

10 SECTION 18. 49.175 (1) (i) of the statutes, as affected by 2009 Wisconsin Act ...

11 (this act), is amended to read:

12 49.175 (1) (i) *Emergency assistance.* For emergency assistance under s. 49.138,  
13 ~~\$6,000,000~~ \$8,600,000 in fiscal year 2007-08 2009-10 and ~~\$8,600,000~~ \$7,600,000 in  
14 each fiscal year 2008-09 thereafter.

\*\*\*\*NOTE: This is reconciled s. 49.175 (1) (i). This SECTION has been affected by drafts with the following LRB numbers: LRB-0317/1 and LRB-1667/2.

15 SECTION 19. 49.175 (1) (p) of the statutes is amended to read:

16 49.175 (1) (p) *Direct child care services.* For direct child care services under s.  
17 49.155, \$359,201,800 in fiscal year 2007-08 and ~~\$355,352,000~~ \$375,736,400 in fiscal  
18 year 2008-09.

19 SECTION 20. 49.175 (1) (p) of the statutes, as affected by 2009 Wisconsin Act ...

20 (this act), is amended to read:

21 49.175 (1) (p) *Direct child care services.* For direct child care services under s.  
22 49.155, ~~\$359,201,800 in fiscal year 2007-08~~ and \$375,736,400 in each fiscal year  
23 2008-09.

\$7,000,000

\$7,000,000

\$7,000,000  
\$6,000,000

2010-11

\*\*\*\*NOTE: This is reconciled s. 49.175 (1) (p). This SECTION has been affected by drafts with the following LRB numbers: LRB-0317/1 and LRB-1667/2.

**SECTION 21.** 49.175 (1) (q) of the statutes is amended to read:

49.175 (1) (q) *Child care state administration and child care licensing activities.* For administration of child care services under s. 49.155 (1g) (b), \$1,765,600 in fiscal year 2007-08 and \$1,600,300 in programs under s. 49.155 and the allocation under s. 49.155 (1g) (c) for child care licensing activities, \$7,635,200 in fiscal year 2009-10 and \$7,831,700 in each fiscal year 2008-09 thereafter.

**SECTION 22.** 49.175 (1) (qm) of the statutes is amended to read:

49.175 (1) (qm) *Quality care for quality kids.* For the child care quality improvement activities specified in s. 49.155 (1g) (a), \$5,311,000 in each fiscal year, \$6,329,400 in fiscal year 2009-10 and \$7,038,300 in each fiscal year thereafter.

**SECTION 23.** 49.175 (1) (qs) of the statutes is repealed.

**SECTION 24.** 49.175 (1) (ze) (title) of the statutes is repealed.

**SECTION 25.** 49.175 (1) (ze) 1. of the statutes is amended to read:

49.175 (1) (ze) 1. 'Kinship care and long-term kinship care assistance.' For the kinship care and long-term kinship care programs under s. 48.57 (3m), (3n), and (3p), \$23,579,800 in each fiscal year 2007-08 and \$23,885,800 in fiscal year 2008-09.

**SECTION 26.** 49.175 (1) (ze) 1. of the statutes, as affected by 2009 Wisconsin Act ... (this act), is renumbered 49.175 (1) (s) and amended to read:

49.175 (1) (s) *Kinship care and long-term kinship care assistance.* For the kinship care and long-term kinship care programs under s. 48.57 (3m), (3n), and (3p), \$23,579,800 \$23,892,400 in fiscal year 2007-08 2009-10 and \$23,885,800 \$23,903,500 in each fiscal year 2008-09 thereafter.

\*\*\*\*NOTE: This is reconciled s. 49.175 (1) (ze) 1. This SECTION has been affected by drafts with the following LRB numbers: LRB-0317/1 and LRB-1667/2.

\$8,781,300

\$8,472,400

2010-11

1           **SECTION 27.** 49.175 (1) (ze) 2. of the statutes is renumbered 49.175 (1) (r) and  
2 amended to read:

3           49.175 (1) (r) *Children of recipients of supplemental security income.* For  
4 payments made under s. 49.775 for the support of the dependent children of  
5 recipients of supplemental security income, ~~\$30,094,700 in fiscal year 2007-08 and~~  
6 ~~\$30,094,700~~ \$29,899,800 in fiscal year ~~2008-09~~ 2009-10 and \$29,933,200 in each  
7 fiscal year thereafter.

8           **SECTION 28.** 49.175 (1) (ze) 10m. of the statutes is renumbered 49.175 (1) (t) and  
9 amended to read:

10          49.175 (1) (t) *Safety and out-of-home placement services.* For services provided  
11 in counties having a population of 500,000 or more to ensure the safety of children  
12 who the department determines may remain at home if appropriate services are  
13 provided, and for ongoing services provided in those counties to families with  
14 children placed in out-of-home care, ~~\$5,631,300~~ \$6,700,700 in each fiscal year.

15          **SECTION 29.** 49.175 (1) (ze) 11. of the statutes is renumbered 49.175 (1) (u).

16          **SECTION 30.** 49.175 (1) (ze) 12. of the statutes is repealed.

17          **SECTION 31.** 49.175 (1) (zh) of the statutes is amended to read:

18          49.175 (1) (zh) *Earned income tax credit supplement.* For the transfer of  
19 moneys from the appropriation account under s. 20.437 (2) (md) to the appropriation  
20 account under s. 20.835 (2) (kf) for the earned income tax credit, ~~\$21,125,400~~  
21 ~~\$6,664,200~~ in fiscal year ~~2007-08~~ 2009-10 and ~~\$6,664,200~~ \$0 in fiscal year ~~2008-09~~  
22 2010-2011.

23          **SECTION 9408. Effective dates; Children and Families.**

24          (1) RETROACTIVE ALLOCATIONS. The treatment of section 49.175 (1) (i) (by  
25 SECTION 17) and (p) (by SECTION 19) of the statutes and the amendment of section

1 49.175 (1) (ze) 1. of the statutes take effect on the day after publication, or  
2 retroactively to June 30, 2009, whichever is earlier.

3 (END)

*D-nok*

**DRAFTER'S NOTE  
FROM THE  
LEGISLATIVE REFERENCE BUREAU**

LRB-0317/4dn  
PJK:hjkers

February 3, 2009

e Date

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5  
r not run

Sarah:

This draft reconciles LRB-0313/P1, LRB-0317/1, and LRB-1667/2. All of these drafts, except LRB-0313, should continue to appear in the compiled bill.

Pamela J. Kahler  
Senior Legislative Attorney  
Phone: (608) 266-2682  
E-mail: [pam.kahler@legis.wisconsin.gov](mailto:pam.kahler@legis.wisconsin.gov)

**DRAFTER'S NOTE**  
**FROM THE**  
**LEGISLATIVE REFERENCE BUREAU**

LRB-0317/5dn

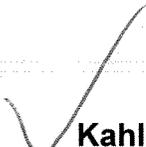
PJK:bjk:md

February 9, 2009

Sarah:

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Pamela J. Kahler  
Senior Legislative Attorney  
Phone: (608) 266-2682  
E-mail: [pam.kahler@legis.wisconsin.gov](mailto:pam.kahler@legis.wisconsin.gov)

 **Kahler, Pam**

---

**From:** Grimsrud, Sarah - DOA [Sarah.Grimsrud@wisconsin.gov]  
**Sent:** Saturday, February 14, 2009 11:07 AM  
**To:** Kahler, Pam  
**Cc:** Kraus, Jennifer - DOA; Hanaman, Cathlene  
**Subject:** LRB0317/5

Hi Pam,

In section 31 of this draft, the amounts allocated for the earned income tax credit should be \$6,664,200 in each fiscal year.

Let me know if you have any questions.

Sarah

**Sarah E. Grimsrud**  
**Executive Policy & Budget Analyst**  
**State Budget Office**  
**Division of Executive Budget & Finance**  
**Wisconsin Department of Administration**  
**(608) 266-2288**



State of Wisconsin  
2009 - 2010 LEGISLATURE

LRB-0317/56

PJK&GMM:bjk&cjs:md

*rmj*  
*slays*

DOA:.....Grimsrud, BB0029 - TANF and child care allocations

FOR 2009-11 BUDGET -- NOT READY FOR INTRODUCTION

*g*  
*J-note*  
*pp 6 & 7*

*NOT*  
*do not*  
*gen cost*

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

*Analysis by the Legislative Reference Bureau*  
**HEALTH AND HUMAN SERVICES**

**CHILDREN**

Under current law, kinship care payments and assessments to determine eligibility for kinship care payments are funded from certain program revenue-service appropriations to DCF that consist of moneys transferred from a federal block grant aids appropriation of DCF. This bill eliminates those program revenues-service appropriations, resulting in kinship care payments and assessments being funded directly from that federal block grant aids appropriation.

**PUBLIC ASSISTANCE**

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

---

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

1           **SECTION 1.** 20.437 (1) (kc) of the statutes is repealed.

      \*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

2           **SECTION 2.** 20.437 (1) (kd) of the statutes is repealed.

      \*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

3           **SECTION 3.** 20.437 (2) (md) of the statutes is amended to read:

4           20.437 (2) (md) *Federal block grant aids.* The amounts in the schedule, less  
5 ~~the amounts withheld under s. 49.143 (3),~~ for aids to individuals or organizations and  
6 to be transferred to the appropriation accounts under ~~sub. (1) (ke), (kd), and (kx) and~~  
7 ~~ss. 20.435 (4) (kz), (6) (kx), (7) (ky), and (8) (kx) and 20.835 (2) (kf).~~ All block grant  
8 moneys received for these purposes from the federal government or any of its  
9 agencies ~~and all moneys recovered under s. 49.143 (3)~~ shall be credited to this  
10 appropriation account. The department may credit to this appropriation account the  
11 amount of any returned check, or payment in other form, that is subject to  
12 expenditure in the same contract period in which the original payment attempt was  
13 made, regardless of the fiscal year in which the original payment attempt was made.

14           **SECTION 4.** 48.57 (3m) (am) (intro.) of the statutes is amended to read:

1           48.57 **(3m)** (am) (intro.) From the appropriation under s. 20.437 ~~(1) (ke)~~ (2)  
2           (md), the department shall reimburse counties having populations of less than  
3           500,000 for payments made under this subsection and shall make payments under  
4           this subsection in a county having a population of 500,000 or more. A county  
5           department and, in a county having a population of 500,000 or more, the department  
6           shall make payments in the amount of \$215 per month to a kinship care relative who  
7           is providing care and maintenance for a child if all of the following conditions are met:

8           **SECTION 5.** 48.57 (3n) (am) (intro.) of the statutes is amended to read:

9           48.57 **(3n)** (am) (intro.) From the appropriation under s. 20.437 ~~(1) (ke)~~ (2) (md),  
10          the department shall reimburse counties having populations of less than 500,000 for  
11          payments made under this subsection and shall make payments under this  
12          subsection in a county having a population of 500,000 or more. A county department  
13          and, in a county having a population of 500,000 or more, the department shall make  
14          monthly payments for each child in the amount specified in sub. (3m) (am) (intro.)  
15          to a long-term kinship care relative who is providing care and maintenance for that  
16          child if all of the following conditions are met:

17          **SECTION 6.** 49.155 (1g) (intro.) and (a) (intro.) of the statutes are consolidated,  
18          renumbered 49.155 (1g) (intro.) and amended to read:

19          49.155 **(1g)** ~~DISTRIBUTION OF FUNDS~~ CHILD CARE ALLOCATIONS. (intro.) Within the  
20          limits of the availability of the federal child care and development block grant funds  
21          received under 42 USC 9858, the department shall ~~do all of the following: (a) (intro.)~~  
22          ~~Subject to sub. (1j), spend no more than the minimum amount required under 42~~  
23          ~~USC 9858 on programs to improve the quality and availability of child care. From~~  
24          ~~the appropriations under s. 20.437 (2) (cm), (kx), (mc), and (md), the department~~

1 shall ~~allocate and distribute~~ allocate funding in each fiscal year for all of the  
2 following:

\*\*\*\*NOTE: This is reconciled s. 49.155 (1g) (intro.). This SECTION has been affected  
by drafts with the following LRB numbers: LRB-0313/P1 and LRB-0317/1.

3 **SECTION 7.** 49.155 (1g) (a) 1. of the statutes is renumbered 49.155 (1g) (ac).

4 **SECTION 8.** 49.155 (1g) (a) 2. of the statutes is renumbered 49.155 (1g) (bc).

5 **SECTION 9.** 49.155 (1g) (a) 3. of the statutes is renumbered 49.155 (1g) (c) and  
6 amended to read:

7 49.155 (1g) (c) ~~A transfer to the appropriation account under s. 20.437 (1) (kx)~~  
8 ~~for child~~ Child care licensing activities, in the amount of at least \$4,800,600  
9 \$4,985,360 per fiscal year.

\*\*\*\*NOTE: This is reconciled s. 49.155 (1g) (a) 3. This SECTION has been affected by  
drafts with the following LRB numbers: LRB-0313/P1 and LRB-0317/1.

10 **SECTION 10.** 49.155 (1g) (a) 4. of the statutes is renumbered 49.155 (1g) (d).

11 **SECTION 11.** 49.155 (1g) (a) 5. of the statutes is renumbered 49.155 (1g) (e).

12 **SECTION 12.** 49.155 (1g) (a) 6. of the statutes is renumbered 49.155 (1g) (f).

13 **SECTION 13.** 49.155 (1g) (b) of the statutes is repealed.

14 **SECTION 14.** 49.175 (1) (a) of the statutes is amended to read:

15 49.175 (1) (a) *Wisconsin Works benefits.* For Wisconsin Works benefits,  
16 \$44,068,500 \$44,282,800 in fiscal year 2007-08 2009-10 and \$43,392,200  
17 \$45,947,300 in each fiscal year 2008-09 thereafter.

18 **SECTION 15.** 49.175 (1) (g) of the statutes is amended to read:

19 49.175 (1) (g) *State administration of public assistance programs and costs of*  
20 *overpayment collections.* For state administration of public assistance programs,  
21 \$16,670,100 ~~in fiscal year 2007-08~~ and \$16,868,500 and costs associated with the

1 collection of public assistance overpayments, \$17,708,600 in fiscal year 2008-09  
2 2009-10 and \$17,810,400 in each fiscal year thereafter.

3 **SECTION 16.** 49.175 (1) (h) of the statutes is created to read:

4 49.175 (1) (h) *Public assistance program fraud and error reduction.* For  
5 activities to reduce fraud under s. 49.197 (1m) and activities to reduce payment  
6 errors under s. 49.197 (3), \$605,500 in each fiscal year.

7 **SECTION 17.** 49.175 (1) (i) of the statutes is amended to read:

8 49.175 (1) (i) *Emergency assistance.* For emergency assistance under s. 49.138,  
9 \$6,000,000 in each fiscal year 2007-08 and \$7,000,000 in fiscal year 2008-09.

10 **SECTION 18.** 49.175 (1) (i) of the statutes, as affected by 2009 Wisconsin Act ....  
11 (this act), is amended to read:

12 49.175 (1) (i) *Emergency assistance.* For emergency assistance under s. 49.138,  
13 ~~\$6,000,000~~ \$7,000,000 in fiscal year ~~2007-08~~ 2009-10 and ~~\$7,000,000~~ \$6,000,000 in  
14 fiscal year ~~2008-09~~ 2010-11.

\*\*\*\*NOTE: This is reconciled s. 49.175 (1) (i). This SECTION has been affected by  
drafts with the following LRB numbers: LRB-0317/1 and LRB-1667/2.

15 **SECTION 19.** 49.175 (1) (p) of the statutes is amended to read:

16 49.175 (1) (p) *Direct child care services.* For direct child care services under s.  
17 49.155, \$359,201,800 in fiscal year 2007-08 and ~~\$355,352,000~~ \$375,736,400 in fiscal  
18 year 2008-09.

19 **SECTION 20.** 49.175 (1) (p) of the statutes, as affected by 2009 Wisconsin Act ....  
20 (this act), is amended to read:

21 49.175 (1) (p) *Direct child care services.* For direct child care services under s.  
22 49.155, ~~\$359,201,800 in fiscal year 2007-08~~ and ~~\$375,736,400 in each~~ fiscal year  
23 ~~2008-09.~~

\*\*\*NOTE: This is reconciled s. 49.175 (1) (p). This SECTION has been affected by drafts with the following LRB numbers: LRB-0317/1 and LRB-1667/2.

1           **SECTION 21.** 49.175 (1) (q) of the statutes is amended to read:

2           49.175 (1) (q) *Child care state administration and child care licensing*  
3 *activities.* For administration of child care services under s. 49.155 (1g) (b),  
4 \$1,765,600 in fiscal year 2007-08 and \$1,600,300 in programs under s. 49.155 and  
5 the allocation under s. 49.155 (1g) (c) for child care licensing activities, \$8,472,400  
6 in fiscal year 2009-10 and \$8,781,300 in fiscal year 2008-09 2010-11.

7           **SECTION 22.** 49.175 (1) (qm) of the statutes is amended to read:

8           49.175 (1) (qm) *Quality care for quality kids.* For the child care quality  
9 improvement activities specified in s. 49.155 (1g) (a), \$5,311,000 in each fiscal year,  
10 \$6,329,400 in fiscal year 2009-10 and \$7,038,300 in each fiscal year thereafter.

11          **SECTION 23.** 49.175 (1) (qs) of the statutes is repealed.

12          **SECTION 24.** 49.175 (1) (ze) (title) of the statutes is repealed.

13          **SECTION 25.** 49.175 (1) (ze) 1. of the statutes is amended to read:

14          49.175 (1) (ze) 1. 'Kinship care and long-term kinship care assistance.' For the  
15 kinship care and long-term kinship care programs under s. 48.57 (3m), (3n), and  
16 (3p), \$23,579,800 in each fiscal year 2007-08 and \$23,885,800 in fiscal year 2008-09.

17          **SECTION 26.** 49.175 (1) (ze) 1. of the statutes, as affected by 2009 Wisconsin Act  
18 .... (this act), is renumbered 49.175 (1) (s) and amended to read:

19          49.175 (1) (s) *Kinship care and long-term kinship care assistance.* For the  
20 kinship care and long-term kinship care programs under s. 48.57 (3m), (3n), and  
21 (3p), \$23,579,800 \$23,892,400 in fiscal year 2007-08 2009-10 and \$23,885,800  
22 \$23,903,500 in each fiscal year 2008-09 thereafter.

\*\*\*NOTE: This is reconciled s. 49.175 (1) (ze) 1. This SECTION has been affected by drafts with the following LRB numbers: LRB-0317/1 and LRB-1667/2.

1           **SECTION 27.** 49.175 (1) (ze) 2. of the statutes is renumbered 49.175 (1) (r) and  
2 amended to read:

3           49.175 (1) (r) *Children of recipients of supplemental security income.* For  
4 payments made under s. 49.775 for the support of the dependent children of  
5 recipients of supplemental security income, ~~\$30,094,700~~ in fiscal year ~~2007-08~~ and  
6 ~~\$30,094,700~~ \$29,899,800 in fiscal year ~~2008-09~~ 2009-10 and \$29,933,200 in each  
7 fiscal year thereafter.

8           **SECTION 28.** 49.175 (1) (ze) 10m. of the statutes is renumbered 49.175 (1) (t) and  
9 amended to read:

10          49.175 (1) (t) *Safety and out-of-home placement services.* For services provided  
11 in counties having a population of 500,000 or more to ensure the safety of children  
12 who the department determines may remain at home if appropriate services are  
13 provided, and for ongoing services provided in those counties to families with  
14 children placed in out-of-home care, ~~\$5,631,300~~ \$6,700,700 in each fiscal year.

15          **SECTION 29.** 49.175 (1) (ze) 11. of the statutes is renumbered 49.175 (1) (u).

16          **SECTION 30.** 49.175 (1) (ze) 12. of the statutes is repealed.

17          **SECTION 31.** 49.175 (1) (zh) of the statutes is amended to read:

18          49.175 (1) (zh) *Earned income tax credit supplement.* For the transfer of  
19 moneys from the appropriation account under s. 20.437 (2) (md) to the appropriation  
20 account under s. 20.835 (2) (kf) for the earned income tax credit, ~~\$21,125,400~~  
21 \$6,664,200 in fiscal year ~~2007-08~~ 2009-10 and ~~\$6,664,200~~ \$0 in fiscal year ~~2008-09~~  
22 2010-2011.

23          **SECTION 9408. Effective dates; Children and Families.**

24          (1) RETROACTIVE ALLOCATIONS. The treatment of section 49.175 (1) (i) (by  
25 SECTION 17) and (p) (by SECTION 19) of the statutes and the amendment of section

1 49.175 (1) (ze) 1. of the statutes take effect on the day after publication, or  
2 retroactively to June 30, 2009, whichever is earlier.

3 (END)

*D-ute*

**DRAFTER'S NOTE  
FROM THE  
LEGISLATIVE REFERENCE BUREAU**

LRB-0317/5dn  
PJK:hjk:md

cs  
r v not run

~~February 9, 2009~~ } new date

Sarah:

This draft reconciles LRB-0313/P1, LRB-0317/1, and LRB-1667/2. All of these drafts, except LRB-0313, should continue to appear in the compiled bill.

Pamela J. Kahler  
Senior Legislative Attorney  
Phone: (608) 266-2682  
E-mail: pam.kahler@legis.wisconsin.gov

This version changes the allocation in  
§. 49.175(1)(zh) ✓ to \$6,664,200 ✓  
for fiscal year 2010-11. ✓

**DRAFTER'S NOTE  
FROM THE  
LEGISLATIVE REFERENCE BUREAU**

LRB-0317/6dn  
PJK:cjs:ph

February 16, 2009

Sarah:

This draft reconciles LRB-0313/P1, LRB-0317/1, and LRB-1667/2. All of these drafts, except LRB-0313, should continue to appear in the compiled bill.

This version changes the allocation in s. 49.175 (1) (zh) to \$6,664,200 for fiscal year 2010-11.

Pamela J. Kahler  
Senior Legislative Attorney  
Phone: (608) 266-2682  
E-mail: [pam.kahler@legis.wisconsin.gov](mailto:pam.kahler@legis.wisconsin.gov)



DOA:.....Grimsrud, BB0029 - TANF and child care allocations

FOR 2009-11 BUDGET -- NOT READY FOR INTRODUCTION

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

---

*Analysis by the Legislative Reference Bureau*

**HEALTH AND HUMAN SERVICES**

**CHILDREN**

Under current law, kinship care payments and assessments to determine eligibility for kinship care payments are funded from certain program revenue-service appropriations to DCF that consist of moneys transferred from a federal block grant aids appropriation of DCF. This bill eliminates those program revenues-service appropriations, resulting in kinship care payments and assessments being funded directly from that federal block grant aids appropriation.

**PUBLIC ASSISTANCE**

Under current law, DCF may spend no more than the minimum amount required under the federal law that provides federal Child Care Development Funds (CCDF). From a number of specified appropriations, DCF allocates CCDF for a number of specified purposes related to child care licensing and child care programs administered by DCF. The allocations in current law either provide no specific amount or require an allocation of at least a certain specified amount.

This bill eliminates the specific list of appropriations from which DCF allocates CCDF and eliminates the requirement that DCF spend no more than the minimum amount required under federal law for its child care licensing activities and child care programs. The programs to which allocations are made and the allocation amounts are not changed.

Also under current law, DCF allocates specific amounts of federal moneys in each fiscal year, including CCDF and moneys received under the Temporary Assistance for Needy Families (TANF) block grant program, for various public assistance programs and for child care-related purposes, including its day care licensing activities. The bill increases, decreases, and combines some of those allocations. The bill also adds an allocation for public assistance program fraud and error reduction activities and removes an allocation for the Milwaukee and statewide child welfare information systems.

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

---

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

1           **SECTION 1.** 20.437 (1) (kc) of the statutes is repealed.

      \*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

2           **SECTION 2.** 20.437 (1) (kd) of the statutes is repealed.

      \*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

3           **SECTION 3.** 20.437 (2) (md) of the statutes is amended to read:

4           20.437 (2) (md) *Federal block grant aids.* The amounts in the schedule, less  
5 ~~the amounts withheld under s. 49.143 (3),~~ for aids to individuals or organizations and  
6 to be transferred to the appropriation accounts under sub. (1) (ke), (kd), and (kx) and  
7 ss. 20.435 (4) (kz), (6) (kx), (7) (ky), and (8) (kx) and 20.835 (2) (kf). All block grant  
8 moneys received for these purposes from the federal government or any of its  
9 agencies ~~and all moneys recovered under s. 49.143 (3)~~ shall be credited to this  
10 appropriation account. The department may credit to this appropriation account the  
11 amount of any returned check, or payment in other form, that is subject to  
12 expenditure in the same contract period in which the original payment attempt was  
13 made, regardless of the fiscal year in which the original payment attempt was made.

14           **SECTION 4.** 48.57 (3m) (am) (intro.) of the statutes is amended to read:

1           48.57 **(3m)** (am) (intro.) From the appropriation under s. 20.437 ~~(1) (ke)~~ (2)  
2           (md), the department shall reimburse counties having populations of less than  
3           500,000 for payments made under this subsection and shall make payments under  
4           this subsection in a county having a population of 500,000 or more. A county  
5           department and, in a county having a population of 500,000 or more, the department  
6           shall make payments in the amount of \$215 per month to a kinship care relative who  
7           is providing care and maintenance for a child if all of the following conditions are met:

8           **SECTION 5.** 48.57 (3n) (am) (intro.) of the statutes is amended to read:

9           48.57 **(3n)** (am) (intro.) From the appropriation under s. 20.437 ~~(1) (ke)~~ (2) (md),  
10          the department shall reimburse counties having populations of less than 500,000 for  
11          payments made under this subsection and shall make payments under this  
12          subsection in a county having a population of 500,000 or more. A county department  
13          and, in a county having a population of 500,000 or more, the department shall make  
14          monthly payments for each child in the amount specified in sub. (3m) (am) (intro.)  
15          to a long-term kinship care relative who is providing care and maintenance for that  
16          child if all of the following conditions are met:

17          **SECTION 6.** 49.155 (1g) (intro.) and (a) (intro.) of the statutes are consolidated,  
18          renumbered 49.155 (1g) (intro.) and amended to read:

19          49.155 **(1g)** ~~DISTRIBUTION OF FUNDS~~ CHILD CARE ALLOCATIONS. (intro.) Within the  
20          limits of the availability of the federal child care and development block grant funds  
21          received under 42 USC 9858, the department shall ~~do all of the following:~~ (a) (intro.)  
22          ~~Subject to sub. (1j), spend no more than the minimum amount required under 42~~  
23          ~~USC 9858 on programs to improve the quality and availability of child care. From~~  
24          ~~the appropriations under s. 20.437 (2) (cm), (kx), (mc), and (md), the department~~

1 ~~shall allocate and distribute~~ allocate funding in each fiscal year for all of the  
2 following:

\*\*\*\*NOTE: This is reconciled s. 49.155 (1g) (intro.). This SECTION has been affected  
by drafts with the following LRB numbers: LRB-0313/P1 and LRB-0317/1.

3 **SECTION 7.** 49.155 (1g) (a) 1. of the statutes is renumbered 49.155 (1g) (ac).

4 **SECTION 8.** 49.155 (1g) (a) 2. of the statutes is renumbered 49.155 (1g) (bc).

5 **SECTION 9.** 49.155 (1g) (a) 3. of the statutes is renumbered 49.155 (1g) (c) and  
6 amended to read:

7 49.155 (1g) (c) ~~A transfer to the appropriation account under s. 20.437 (1) (kx)~~  
8 ~~for child~~ Child care licensing activities, in the amount of at least ~~\$4,800,600~~  
9 \$4,985,360 per fiscal year.

\*\*\*\*NOTE: This is reconciled s. 49.155 (1g) (a) 3. This SECTION has been affected by  
drafts with the following LRB numbers: LRB-0313/P1 and LRB-0317/1.

10 **SECTION 10.** 49.155 (1g) (a) 4. of the statutes is renumbered 49.155 (1g) (d).

11 **SECTION 11.** 49.155 (1g) (a) 5. of the statutes is renumbered 49.155 (1g) (e).

12 **SECTION 12.** 49.155 (1g) (a) 6. of the statutes is renumbered 49.155 (1g) (f).

13 **SECTION 13.** 49.155 (1g) (b) of the statutes is repealed.

14 **SECTION 14.** 49.175 (1) (a) of the statutes is amended to read:

15 49.175 (1) (a) *Wisconsin Works benefits.* For Wisconsin Works benefits,  
16 ~~\$44,068,500~~ \$44,282,800 in fiscal year ~~2007-08~~ 2009-10 and ~~\$43,392,200~~  
17 \$45,947,300 in each fiscal year ~~2008-09~~ thereafter.

18 **SECTION 15.** 49.175 (1) (g) of the statutes is amended to read:

19 49.175 (1) (g) *State administration of public assistance programs and costs of*  
20 *overpayment collections.* For state administration of public assistance programs,  
21 ~~\$16,670,100~~ in fiscal year ~~2007-08~~ and \$16,868,500 and costs associated with the

1 collection of public assistance overpayments, \$17,708,600 in fiscal year 2008-09  
2 2009-10 and \$17,810,400 in each fiscal year thereafter.

3 **SECTION 16.** 49.175 (1) (h) of the statutes is created to read:

4 49.175 (1) (h) *Public assistance program fraud and error reduction.* For  
5 activities to reduce fraud under s. 49.197 (1m) and activities to reduce payment  
6 errors under s. 49.197 (3), \$605,500 in each fiscal year.

7 **SECTION 17.** 49.175 (1) (i) of the statutes is amended to read:

8 49.175 (1) (i) *Emergency assistance.* For emergency assistance under s. 49.138,  
9 \$6,000,000 in each fiscal year 2007-08 and \$7,000,000 in fiscal year 2008-09.

10 **SECTION 18.** 49.175 (1) (i) of the statutes, as affected by 2009 Wisconsin Act ....  
11 (this act), is amended to read:

12 49.175 (1) (i) *Emergency assistance.* For emergency assistance under s. 49.138,  
13 \$6,000,000 \$7,000,000 in fiscal year 2007-08 2009-10 and \$7,000,000 \$6,000,000 in  
14 fiscal year 2008-09 2010-11.

\*\*\*\*NOTE: This is reconciled s. 49.175 (1) (i). This SECTION has been affected by  
drafts with the following LRB numbers: LRB-0317/1 and LRB-1667/2.

15 **SECTION 19.** 49.175 (1) (p) of the statutes is amended to read:

16 49.175 (1) (p) *Direct child care services.* For direct child care services under s.  
17 49.155, \$359,201,800 in fiscal year 2007-08 and ~~\$355,352,000~~ \$375,736,400 in fiscal  
18 year 2008-09.

19 **SECTION 20.** 49.175 (1) (p) of the statutes, as affected by 2009 Wisconsin Act ....  
20 (this act), is amended to read:

21 49.175 (1) (p) *Direct child care services.* For direct child care services under s.  
22 49.155, ~~\$359,201,800 in fiscal year 2007-08~~ and \$375,736,400 in each fiscal year  
23 2008-09.

\*\*\*\*NOTE: This is reconciled s. 49.175 (1) (p). This SECTION has been affected by drafts with the following LRB numbers: LRB-0317/1 and LRB-1667/2.

1           **SECTION 21.** 49.175 (1) (q) of the statutes is amended to read:

2           49.175 (1) (q) *Child care state administration and child care licensing*  
3 *activities.* For administration of child care services under s. ~~49.155 (1g) (b),~~  
4 ~~\$1,765,600 in fiscal year 2007-08 and \$1,600,300 in programs under s. 49.155 and~~  
5 ~~the allocation under s. 49.155 (1g) (c) for child care licensing activities, \$8,472,400~~  
6 ~~in fiscal year 2009-10 and \$8,781,300 in fiscal year 2008-09 2010-11.~~

7           **SECTION 22.** 49.175 (1) (qm) of the statutes is amended to read:

8           49.175 (1) (qm) *Quality care for quality kids.* For the child care quality  
9 improvement activities specified in s. 49.155 (1g) (a), ~~\$5,311,000 in each fiscal year,~~  
10 ~~\$6,329,400 in fiscal year 2009-10 and \$7,038,300 in each fiscal year thereafter.~~

11           **SECTION 23.** 49.175 (1) (qs) of the statutes is repealed.

12           **SECTION 24.** 49.175 (1) (ze) (title) of the statutes is repealed.

13           **SECTION 25.** 49.175 (1) (ze) 1. of the statutes is amended to read:

14           49.175 (1) (ze) 1. 'Kinship care and long-term kinship care assistance.' For the  
15 kinship care and long-term kinship care programs under s. 48.57 (3m), (3n), and  
16 (3p), ~~\$23,579,800 in each fiscal year 2007-08 and \$23,885,800 in fiscal year 2008-09.~~

17           **SECTION 26.** 49.175 (1) (ze) 1. of the statutes, as affected by 2009 Wisconsin Act  
18 ... (this act), is renumbered 49.175 (1) (s) and amended to read:

19           49.175 (1) (s) *Kinship care and long-term kinship care assistance.* For the  
20 kinship care and long-term kinship care programs under s. 48.57 (3m), (3n), and  
21 (3p), ~~\$23,579,800~~ \$23,892,400 in fiscal year 2007-08 2009-10 and ~~\$23,885,800~~  
22 \$23,903,500 in each fiscal year ~~2008-09~~ thereafter.

\*\*\*\*NOTE: This is reconciled s. 49.175 (1) (ze) 1. This SECTION has been affected by drafts with the following LRB numbers: LRB-0317/1 and LRB-1667/2.

1           **SECTION 27.** 49.175 (1) (ze) 2. of the statutes is renumbered 49.175 (1) (r) and  
2 amended to read:

3           49.175 (1) (r) *Children of recipients of supplemental security income.* For  
4 payments made under s. 49.775 for the support of the dependent children of  
5 recipients of supplemental security income, ~~\$30,094,700 in fiscal year 2007-08 and~~  
6 ~~\$30,094,700~~ \$29,899,800 in fiscal year ~~2008-09~~ 2009-10 and \$29,933,200 in each  
7 fiscal year thereafter.

8           **SECTION 28.** 49.175 (1) (ze) 10m. of the statutes is renumbered 49.175 (1) (t) and  
9 amended to read:

10          49.175 (1) (t) *Safety and out-of-home placement services.* For services provided  
11 in counties having a population of 500,000 or more to ensure the safety of children  
12 who the department determines may remain at home if appropriate services are  
13 provided, and for ongoing services provided in those counties to families with  
14 children placed in out-of-home care, ~~\$5,631,300~~ \$6,700,700 in each fiscal year.

15          **SECTION 29.** 49.175 (1) (ze) 11. of the statutes is renumbered 49.175 (1) (u).

16          **SECTION 30.** 49.175 (1) (ze) 12. of the statutes is repealed.

17          **SECTION 31.** 49.175 (1) (zh) of the statutes is amended to read:

18          49.175 (1) (zh) *Earned income tax credit supplement.* For the transfer of  
19 moneys from the appropriation account under s. 20.437 (2) (md) to the appropriation  
20 account under s. 20.835 (2) (kf) for the earned income tax credit, ~~\$21,125,400~~  
21 \$6,664,200 in fiscal year ~~2007-08~~ 2009-10 and \$6,664,200 in fiscal year ~~2008-09~~  
22 2010-2011.

23          **SECTION 9408. Effective dates; Children and Families.**

24          (1) **RETROACTIVE ALLOCATIONS.** The treatment of section 49.175 (1) (i) (by  
25 SECTION 17) and (p) (by SECTION 19) of the statutes and the amendment of section

1 49.175 (1) (ze) 1. of the statutes take effect on the day after publication, or  
2 retroactively to June 30, 2009, whichever is earlier.

3 (END)