

**2011 DRAFTING REQUEST**

**Bill**

Received: 07/22/2011

Received By: pkahler

Wanted: As time permits

Companion to LRB:

For: Tamara Grigsby (608) 266-0645

By/Representing: Cindy McGinnis

May Contact:

Drafter: pkahler

Subject: Public Assistance - Wis works

Addl. Drafters:

Extra Copies:

Submit via email: YES

Requester's email: Rep.Grigsby@legis.wisconsin.gov

Carbon copy (CC:) to:

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**Pre Topic:**

No specific pre topic given

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**Topic:**

Undo all changes in budget to W-2 (including Wisconsin Shares)

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**Instructions:**

See attached

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**Drafting History:**

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	pkahler 08/03/2011	mduchek 09/09/2011		_____			State
/1			jfrantze 09/09/2011	_____	lparisi 09/09/2011	lparisi 11/15/2011	

FE Sent For:

at intro  
12-27-11

<END>

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Wanted: As time permits

Companion to LRB:

For: Tamara Grigsby (608) 266-0645

By/Representing: Cindy McGinnis

May Contact:

Drafter: pkahler

Subject: Public Assistance - Wis works  
Children - day care

Addl. Drafters:

gmalaise

*already removed*

Extra Copies:

Submit via email: YES

Requester's email: Rep.Grigsby@legis.wisconsin.gov

Carbon copy (CC:) to:

---

#### Pre Topic:

No specific pre topic given

---

#### Topic:

Undo all changes in budget to W-2 (including Wisconsin Shares) and fingerprinting child care providers

*already removed*

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#### Instructions:

See attached

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#### Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
?	pkahler	11 MW 8/22/11 1 WJ 9/8	J 9/9	pkahler 9/9			

<END>

bill draft request:

7-22

undo all changes in W-2 program  
including W's Shares

Cindy McGinnis

Rep. Gimpsey

~~& Gordon's part to fingerprinting cited case  
provides  
(take out, too)~~

vetoed ↑

**Kahler, Pam**

---

**From:** Mcginnis, Cindy  
**Sent:** Friday, July 22, 2011 1:14 PM  
**To:** Kahler, Pam  
**Subject:** RE: Wisconsin Shares

Yes, please. Thanks!

---

**From:** Kahler, Pam  
**Sent:** Friday, July 22, 2011 1:11 PM  
**To:** Mcginnis, Cindy  
**Subject:** Wisconsin Shares

Hi, cindy:

Do you want to get rid of the changes to provider reimbursement rates under the quality rating plan, as well as the cost-saving measures?

Pam

*Pamela J. Kahler*  
*Legislative Attorney*  
*Legislative Reference Bureau*  
608-266-2682



State of Wisconsin  
2011 - 2012 LEGISLATURE



LRB-2441/7  
PJK&GMM.....

WLY  
+ med  
already removed

**PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION**

(in 8-3)  
D-note  
By Friday  
9/9  
→ gen cat

1 AN ACT relating to: time limits, participation requirements, case  
2 management services, and caretaker of newborn grants under Wisconsin  
3 Works child care provider rates and eligibility for subsidies under Wisconsin  
4 Shares. and granting rule-making authority

*Analysis by the Legislative Reference Bureau*

Insert analysis →

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

5 SECTION 1. 49.147 (2) (a) 1. of the statutes, as affected by 2011 Wisconsin Act  
6 32, is amended to read:  
7 49.147 (2) (a) 1. An individual who applies for a Wisconsin Works employment  
8 position may be required by the Wisconsin Works agency to search for unsubsidized  
9 employment during the period that his or her application is being processed as a  
10 condition of eligibility. A participant in a Wisconsin Works employment position or

SECTION 1

1 ~~who is receiving case management services under par. (am)~~ shall search for  
2 unsubsidized employment throughout his or her participation. The department  
3 shall define by rule satisfactory search efforts for unsubsidized employment.

History: 2011 a. 32.

4 SECTION 2. 49.147 (2) (a) 2. of the statutes, as affected by 2011 Wisconsin Act  
5 32, is amended to read:

6 49.147 (2) (a) 2. A Wisconsin Works agency may require an applicant for a  
7 Wisconsin Works employment position to participate in job orientation during the  
8 period that his or her application is being processed as a condition of eligibility. A  
9 Wisconsin Works agency may require a participant in a Wisconsin Works  
10 employment position ~~or who is receiving case management services under par. (am)~~  
11 to engage in training activities in accordance with rules promulgated by the  
12 department as part of the participant's participation requirements.

History: 2011 a. 32.

13 SECTION 3. 49.147 (2) (am) of the statutes, as created by 2011 Wisconsin Act 32,  
14 is repealed.

15 SECTION 4. 49.147 (2) (b) of the statutes, as affected by 2011 Wisconsin Act 32,  
16 is amended to read:

17 49.147 (2) (b) *Job search assistance.* A Wisconsin Works agency shall assist a  
18 participant in his or her search for unsubsidized employment. In determining an  
19 appropriate placement for a participant, a Wisconsin Works agency shall give  
20 priority to placement in unsubsidized employment ~~and providing case management~~  
21 ~~services under par. (am)~~ over placements under subs. (3) to (5).

History: 2011 a. 32.

SECTION 5. 49.147 (3) (c) of the statutes is repealed.

, as created by 2011 Wisconsin Act 32,

1           **SECTION 6.** 49.147 (4) (as) of the statutes, as affected by 2011 Wisconsin Act 32,  
2 is amended to read:

3           49.147 (4) (as) *Required hours.* Except as provided in pars. (at) and (av) and  
4 sub. (5m), a Wisconsin Works agency shall require a participant placed in a  
5 community service job program to work in a community service job for the number  
6 of hours determined by the Wisconsin Works agency to be appropriate for the  
7 participant at the time of application or review ~~and may require a participant to~~  
8 ~~participate in education or training activities for not more than 10 hours per week,~~  
9 except that the Wisconsin Works agency may not require a participant under this  
10 subsection to spend more than 40 hours per week in combined activities under this  
11 subsection.

History: 2011 a. 32.

12           **SECTION 7.** 49.147 (4) (b) of the statutes, as created by 2011 Wisconsin Act 32,  
13 is repealed.

14           **SECTION 8.** 49.147 (5) (b) 1. (intro.) of the statutes, as affected by 2011 Wisconsin  
15 Act 32, is renumbered 49.147 (5) (b) (intro.).

16           **SECTION 9.** 49.147 (5) (b) 1. a. of the statutes, as affected by 2011 Wisconsin Act  
17 32, is renumbered 49.147 (5) (b) 1c.

18           **SECTION 10.** 49.147 (5) (b) 1. b. of the statutes, as affected by 2011 Wisconsin  
19 Act 32, is renumbered 49.147 (5) (b) 2c.

20           **SECTION 11.** 49.147 (5) (b) 1. c. of the statutes, as affected by 2011 Wisconsin  
21 Act 32, is renumbered 49.147 (5) (b) 3c.

22           **SECTION 12.** 49.147 (5) (b) 1. d. of the statutes, as affected by 2011 Wisconsin  
23 Act 32, is renumbered 49.147 (5) (b) 4c.

## SECTION 13

1           **SECTION 13.** 49.147 (5) (b) 2. of the statutes, as created by 2011 Wisconsin Act  
2 32, is repealed.

3           **SECTION 14.** 49.147 (5) (bs) of the statutes, as affected by 2011 Wisconsin Act  
4 32, section 1357f, is amended to read:

5           49.147 (5) (bs) *Required hours.* Except as provided in par. (bt) and sub. (5m),  
6 a Wisconsin Works agency may require a participant placed in a transitional  
7 placement to ~~participate in education or training activities for not more than 12~~  
8 ~~hours per week and to engage in activities under par. (b) 1., but 1c. to 4c.~~ The  
9 Wisconsin Works agency may not require a participant under this subsection to  
10 spend more than 40 hours per week in combined activities under this subsection.

History: 2011 a. 32.

11           **SECTION 15.** 49.148 (1) (b) 1. of the statutes, as affected by 2011 Wisconsin Act  
12 32, is amended to read:

13           49.148 (1) (b) 1. Except as provided in subd. 1m., for a participant in a  
14 community service job under s. 49.147 (4), a monthly grant of \$653 \$673, paid by the  
15 Wisconsin Works agency. For every hour that the participant misses work or  
16 education or training activities without good cause, the grant amount shall be  
17 reduced by \$5 \$5.15. Good cause shall be determined by the financial and  
18 employment planner in accordance with rules promulgated by the department. Good  
19 cause shall include required court appearances for a victim of domestic abuse. If a  
20 participant in a community service job under s. 49.147 (4) is required to work fewer  
21 than 30 hours per week because the participant has unsubsidized employment, as  
22 defined in s. 49.147 (1) (c), the grant amount under this paragraph shall equal the

1 amount specified under subd. 1m. minus ~~\$5~~ \$5.15 for each hour that the participant  
2 misses work or education or training activities without good cause.

History: 2011 a. 32.

3 **SECTION 16.** 49.148 (1) (b) 1m. d. of the statutes, as affected by 2011 Wisconsin  
4 Act 32, is amended to read:

5 49.148 (1) (b) 1m. d. For a participant placed in a community service job for  
6 more than 20 hours per week, ~~\$653~~ \$673.

History: 2011 a. 32.

7 **SECTION 17.** 49.148 (1) (b) 3. of the statutes, as affected by 2011 Wisconsin Act  
8 32, is amended to read:

9 49.148 (1) (b) 3. For a participant in a community service job who participates  
10 in technical college education under s. 49.147 (5m), a monthly grant of ~~\$653~~ \$673,  
11 paid by the Wisconsin Works agency. For every hour that the participant misses  
12 work or other required activities without good cause, the grant amount shall be  
13 reduced by ~~\$5~~ \$5.15. Good cause shall be determined by the financial and  
14 employment planner in accordance with rules promulgated by the department. Good  
15 cause shall include required court appearances for a victim of domestic abuse.

History: 2011 a. 32.

16 **SECTION 18.** 49.148 (1) (c) of the statutes, as affected by 2011 Wisconsin Act 32,  
17 section 13~~af~~, is amended to read:

18 49.148 (1) (c) *Transitional placements.* For a participant in a transitional  
19 placement under s. 49.147 (5) or in a transitional placement and in technical college  
20 education under s. 49.147 (5m), a grant of ~~\$608~~ \$628, paid monthly by the Wisconsin  
21 Works agency. For every hour that the participant fails to participate in any required  
22 activity without good cause, including any activity under s. 49.147 (5) (b) ~~1. a. to d.~~  
23 1c. to 4c., the grant amount shall be reduced by ~~\$5.~~ \$5.15 Good cause shall be

1 determined by the financial and employment planner in accordance with rules  
2 promulgated by the department. Good cause shall include required court  
3 appearances for a victim of domestic abuse.

History: 2011 a. 32.

4 **SECTION 19.** 49.148 (1m) (a) 1. of the statutes, as affected by 2011 Wisconsin  
5 Act 32, is amended to read:

6 49.148 (1m) (a) 1. A custodial parent of a child 8 12 weeks old or less who meets  
7 the eligibility requirements under s. 49.145 (2) and (3), unless another adult member  
8 of the custodial parent's Wisconsin Works group is participating in, or is eligible to  
9 participate in, a Wisconsin Works employment position or is employed in  
10 unsubsidized employment, as defined in s. 49.147 (1) (c).

History: 2011 a. 32.

11 **SECTION 20.** 49.148 (1m) (c) (intro.) of the statutes, as affected by 2011  
12 Wisconsin Act 32, is amended to read:

13 49.148 (1m) (c) (intro.) For purposes of the time ~~limits~~ limit under ~~ss. s.~~ s. 49.145  
14 (2) (n) and ~~49.147 (3) (e), (4) (b), and (5) (b) 2-~~, all of the following apply:

History: 2011 a. 32.

15 **SECTION 21.** 49.148 (4) (b) of the statutes, as affected by 2011 Wisconsin Act 32,  
16 is amended to read:

17 49.148 (4) (b) The Wisconsin Works agency may require an individual who tests  
18 positive for use of a controlled substance under par. (a) to participate in a drug abuse  
19 evaluation, assessment, and treatment program as part of the participation  
20 requirement under s. 49.147 (4) ~~(as)~~ (a) and (am) or (5) ~~(bs)~~ (b) and (bm).

History: 2011 a. 32.

21 **SECTION 22.** 49.151 (1) (b) of the statutes, as affected by 2011 Wisconsin Act 32,  
22 is amended to read:

1           49.151 (1) (b) The participant, or an individual who is in the participant's  
2           Wisconsin Works group and who is subject to the work requirement under s. 49.15  
3           (2), fails, without good cause, as determined by the Wisconsin Works agency, to  
4           appear for an interview with a prospective employer or, if the participant is in a  
5           Wisconsin Works transitional placement, the participant fails to appear for an  
6           assigned activity, including an activity under s. 49.147 (5) (b) ~~1. a. to d.~~ <sup>4</sup> 1c. to 4c.,  
7           without good cause, as determined by the Wisconsin Works agency.

History: 2011 a. 32.

8           **SECTION 23.** 49.1515 (title) of the statutes, as affected by 2011 Wisconsin Act  
9           32, is amended to read:

10           **49.1515** (title) **Determining nonparticipation without good cause.**

History: 2011 a. 32.

11           **SECTION 24.** 49.1515 (2c) of the statutes is created to read:

12           49.1515 (2c) ACTIONS BEFORE DETERMINATION. Before determining under s.  
13           49.151 that a participant is ineligible to participate in the Wisconsin Works program,  
14           the Wisconsin Works agency shall do all of the following:

15           (a) Determine whether the failure of the participant or individual to participate  
16           is because the participant or individual refuses to participate or is unable to  
17           participate.

18           (b) Ensure that the services offered to the participant or individual are  
19           appropriate for him or her.

20           (c) Determine whether good cause exists for the failure to participate.

21           **SECTION 25.** 49.1515 (3c) of the statutes is created to read:

22           49.1515 (3c) CONCILIATION PERIOD FOR COMPLIANCE. (a) If a Wisconsin Works  
23           agency, in accordance with rules promulgated under sub. <sup>4</sup> (1) and after taking the

edc

1 steps required under sub. (a), determines that a participant or individual has refused  
2 to participate without good cause, the Wisconsin Works agency shall allow the  
3 participant or individual a conciliation period during which he or she must  
4 participate in all assigned activities unless good cause exists that prevents  
5 compliance during the conciliation period.

6 (b) The department shall by rule establish the length of time for a conciliation  
7 period.

History: 2009 a. 28.

8 SECTION 26. 49.152 (1) of the statutes, as affected by 2011 Wisconsin Act 32,  
9 is amended to read:

10 49.152 (1) PETITION FOR REVIEW. Any individual whose application for any  
11 component of Wisconsin Works is not acted upon by the Wisconsin Works agency with  
12 reasonable promptness after the filing of the application, as defined by the  
13 department by rule, or is denied in whole or in part, whose benefit is modified or  
14 canceled, or who believes that the benefit was calculated incorrectly, <sup>or</sup> that the  
15 employment position in which the individual was placed is inappropriate, ~~or that~~  
16 ~~providing case management services under s. 49.147 (2) (am)~~ in lieu of placement in  
17 a ~~Wisconsin Works employment position is inappropriate~~, may petition the  
18 Wisconsin Works agency for a review of such action. Review is unavailable if the  
19 action by the Wisconsin Works agency occurred more than 45 days prior to  
20 submission of the petition for review.

History: 2011 a. 32.

21 SECTION 27. 49.152 (3) (a) of the statutes, as affected by 2011 Wisconsin Act 32,  
22 is amended to read:

23 49.152 (3) (a) If, following review under sub. (2), the Wisconsin Works agency  
24 or the department determines that an individual whose application for a Wisconsin

1 Works employment position was denied based on eligibility was in fact eligible, or  
 2 that the individual was placed in an inappropriate Wisconsin Works employment  
 3 position ~~or inappropriately provided case management services under s. 49.147 (2)~~  
 4 ~~(am) in lieu of placement in a Wisconsin Works employment position,~~ the Wisconsin  
 5 Works agency shall place the individual in the first available Wisconsin Works  
 6 employment position that is appropriate for that individual, as determined by the  
 7 Wisconsin Works agency or the department. An individual who is placed in a  
 8 Wisconsin Works employment position under this paragraph is eligible for the  
 9 benefit for that position under s. 49.148 beginning on the date on which the  
 10 individual begins participation under s. 49.147.

History: 2011 a. 32.

11 **SECTION 28.** 49.153 (1) (a) of the statutes, as affected by 2011 Wisconsin Act 32,  
 12 is renumbered 49.153 (1) (bc) and amended to read:

13 49.153 (1) (bc) Provide After providing the explanation under par. (ac), provide  
 14 to the participant written notice of the proposed action and of the reasons for the  
 15 proposed action.

History: 2011 a. 32.

16 **SECTION 29.** 49.153 (1) (ac) of the statutes is created to read:

17 49.153 (1) (ac) Explain to the participant orally in person or by phone, or make  
 18 reasonable attempts to explain to the participant orally in person or by phone, the  
 19 proposed action and the reasons for the proposed action.

20 **SECTION 30.** 49.153 (1) (c) of the statutes, as affected by 2011 Wisconsin Act 32,  
 21 is amended to read:

22 49.153 (1) (c) After providing the explanation or the attempts to provide an  
 23 explanation under par. (ac) and the notice under par. (a), (bc), if the participant has

at hearing  
STET

**SECTION 30**

1 not already been afforded a conciliation period under s. 49.1515 (3c) allow the  
2 participant a reasonable time to rectify the deficiency, failure, or other behavior to  
3 avoid the proposed action.

History: 2011 a. 32.

4 **SECTION 31.** 49.153 (2) of the statutes, as affected by 2011 Wisconsin Act 32,  
5 is amended to read:

6 49.153 (2) RULES. The department shall promulgate rules that establish  
7 procedures for the notice and explanation under sub. (1) (a) and that define  
8 “reasonable attempts” for the purpose of sub. (1) (ac) and “reasonable time” for the  
9 purpose of sub. (1) (c).

History: 2011 a. 32.

10 **SECTION 32.** 49.155 (3m) (d) 1. of the statutes, as affected by 2011 Wisconsin  
11 Act 32, is renumbered 49.155 (3m) (dc) and amended to read:

12 49.155 (3m) (dc) No funds distributed under par. (a) may be used for child care  
13 services that are provided for a child by a child care provider who is the parent of the  
14 child or who resides with the child, unless the county determines that the care is  
15 necessary because of a special health condition of the child.

History: 2011 a. 32.

16 **SECTION 33.** 49.155 (3m) (d) 2. of the statutes, as created by 2011 Wisconsin Act  
17 32, is repealed.

18 **SECTION 34.** 49.155 (3m) (d) 3. of the statutes, as created by 2011 Wisconsin Act  
19 32, is repealed.

20 **SECTION 35.** 49.155 (3m) (d) 4. of the statutes, as created by 2011 Wisconsin Act  
21 32, is repealed.

22 **SECTION 36.** 49.155 (4) (title) of the statutes is renumbered 49.155 (4c) (title).

1           **SECTION 37.** 49.155 (4) (a) of the statutes, as affected by 2011 Wisconsin Act 32,  
2 is renumbered 49.155 (4c).

3           **SECTION 38.** 49.155 (4) (b) of the statutes, as created by 2011 Wisconsin Act 32,  
4 is repealed.

5           **SECTION 39.** 49.155 (6) (e) 1. of the statutes, as created by 2011 Wisconsin Act  
6 32, is repealed.

7           **SECTION 40.** 49.155 (6) (e) 2. of the statutes, as affected by 2011 Wisconsin Act  
8 32, is renumbered 49.155 (6) (dm) and amended to read:

9           49.155 (6) (dm) ~~Except as provided in subd. 3., the~~ The department may not  
10 increase the maximum reimbursement rates for child care providers before June 30,  
11 2013.

History: 2011 a. 32.

\*\*\*\*NOTE: Let me know if you instead want to repeal this provision or amend it in another way.

12           **SECTION 41.** 49.155 (6) (e) 3. of the statutes, as created by 2011 Wisconsin Act  
13 32, is repealed.

14           **SECTION 42.** 49.155 (6) (e) 4. of the statutes, as created by 2011 Wisconsin Act  
15 32, is repealed.

16           **SECTION 43.** 49.155 (6) (e) 5. of the statutes, as created by 2011 Wisconsin Act  
17 32, is repealed.

18           **SECTION 44.** 49.155 (6d) of the statutes, as created by 2011 Wisconsin Act 32,  
19 is repealed.

20           **SECTION 45.** 49.159 (3) of the statutes, as affected by 2011 Wisconsin Act 32,  
21 is amended to read:

22           49.159 (3) OTHER CUSTODIAL PARENTS. A custodial parent in a Wisconsin Works  
23 group in which the other custodial parent is a participant in a Wisconsin Works

1 employment position ~~or is receiving case management services under s. 49.147 (2)~~  
2 ~~(am)~~ is eligible for employment training and job search assistance services provided  
3 by the Wisconsin Works agency.

History: 2011 a. 32.

4 **SECTION 46. Initial applicability.**

5 (1) MISCELLANEOUS WISCONSIN WORKS PARTICIPATION CHANGES. The treatment of  
6 sections 49.147 (2) (a) 1. and 2., (am), and (b), (3) (c), (4) (as) and (b), and (5) (b) 1.  
7 (intro.), a., b., c., and d. and 2. and (bs), 49.148 (1) (b) 1., 1m. d., and 3. and (c), (1m)  
8 (a) 1. and (c) (intro.), and (4) (b), 49.151 (1) (b), 49.1515 (title), (2c), and (3c), 49.152  
9 (1) and (3) (a), 49.153 (1) (a), (ac), and (c) and (2), and 49.159 (3) of the statutes first  
10 applies to individuals participating in Wisconsin Works on the effective date of this  
11 subsection.

12 (2) CHILD CARE SUBSIDY FOR PARENT WHO IS CHILD CARE PROVIDER. The treatment  
13 of section 49.155 (3m) (d) 1., 2., 3., and 4. of the statutes first applies to child care  
14 services provided to a child under Wisconsin Shares on the effective date of this  
15 subsection.

16 **SECTION 47. Effective date.**

17 (1) This act takes effect on January 1, 2012, or on the day after publication,  
18 whichever is later.

19 (END)

*D-ute*

2011-2012 DRAFTING INSERT  
FROM THE  
LEGISLATIVE REFERENCE BUREAU

LRB-2441/ins  
PJK:.....

INSERT ANALYSIS

(DCF)

\* The Wisconsin Works (W-2) program under current law, administered by the Department of Children and Families, provides work experience and benefits for low-income custodial parents who are at least 18 years old, as well as job search assistance to noncustodial parents who are required to pay child support, to minor custodial parents, and to pregnant women who are not custodial parents. Under Wisconsin Shares, which is also part of W-2, an individual who is the parent of a child under the age of 13 or, if the child is disabled, under the age of 19, who needs child care services to participate in various educational or work activities, and who satisfies other eligibility criteria, may receive a child care subsidy for child care services. The biennial budget act (Act 32) made a number of changes to W-2 and Wisconsin Shares. This bill eliminates some of the changes and <sup>restores other provisions</sup> reverses others back to what the law was before Act 32, including the following:

1. Eliminating the three-month ~~time~~ limit on participation in a trial job; the six-month ~~time~~ limit on participation in a community service job; and the 24-month ~~time~~ limits on trial job, community service job, and transitional placements. Current law still limits the overall time during which an individual may participate in W-2 to 60 months.

2. Removing the ~~ten~~ <sup>12</sup> hour limit on the time during which a participant in a community service job, and the ~~twelve~~ hour limit on the time during which a participant in a transitional placement, may be required to participate in educational or training activities per week.

3. Restoring the maximum monthly grant received by a participant in a community service job to \$673 and by a participant in a transitional placement to \$628. Act 32 reduced the monthly grants to \$653 and \$608, respectively.

4. Restoring the requirement that DCF make certain determinations, such as whether good cause exists for a participant's failure to participate and that the services offered to a participant are appropriate for him or her, before determining that a participant is ineligible for three months to participate in W-2 due to a failure to participate in an assigned placement.

5. Restoring the requirement that, before a participant who has refused to participate in an assigned placement loses eligibility for three months, he or she must be given a conciliation period during which he or she must participate in all assigned activities.

6. Restoring the requirement that, after a W-2 agency has provided written notice to a W-2 participant whose benefits are about to be reduced by at least 20 percent or whose eligibility is about to be terminated, the W-2 agency also must orally explain the proposed action.

7. Eliminating the W-2 placement category under which a participant who is job-ready may receive case-management services but no job placement or grant.

8. Providing that the custodial parent of an infant up to 12 weeks old may receive a grant and not be required to work in a W-2 placement. Act 32 reduced the maximum age of such an infant to eight weeks.



*Insert analysis contd*

- ✓ 9. Eliminating the authority of DCF to modify child care provider reimbursement rates under Wisconsin Shares on the basis of a provider's quality rating and to disqualify a provider with a low-quality rating from receiving any payment.
  - ✓ 10. Eliminating the authority of DCF to institute a number of cost-saving measures under Wisconsin Shares, such as implementing a waiting list and increasing child care subsidy copayments.
  - ✓ 11. Eliminating the prohibition that a child care provider under Wisconsin Shares may not receive a subsidy for a child whose parent is also a child care provider unless the provider has been granted a waiver.
  - ✓ 12. Eliminating the prohibition that a person receiving a child care subsidy under Wisconsin Shares may not personally benefit from any marketing or promotional offerings made by a child care provider to attract clients.
- ✓ For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

(END OF INSERT ANALYSIS)

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

LRB-2441/7dn

PJK:/.....

med

Date

This draft does not make any changes to appropriations or the allocations in s. 49.175 (1). If you would like those changes, you may contact Kim Swissdorf at the Fiscal Bureau ~~yourself~~ or permit me to do so for you.

This draft also does not affect the transitional jobs program, since it is not part of the W-2 program.

I made January 1, 2012, or the day after publication, whichever is later, the general effective date of this draft. That is the date on which most of the changes made in the budget go into effect. A few changes go into effect on October 1, 2011, but undoing them on that date would require complicated double drafting. However, if you think there is a possibility that the bill could pass before October 1 (or January 1, 2012) and would like two different effective dates, I can certainly double draft the necessary provisions for you.

Pamela J. Kahler  
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**DRAFTER'S NOTE  
FROM THE  
LEGISLATIVE REFERENCE BUREAU**

LRB-2441/1dn  
PJK:med:jf

September 9, 2011

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**Parisi, Lori**

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**From:** McGinnis, Cindy

**Sent:** Tuesday, November 15, 2011 10:51 AM

**To:** LRB.Legal

**Subject:** Draft Review: LRB 11-2441/1 Topic: Undo all changes in budget to W-2 (including Wisconsin Shares)

Please Jacket LRB 11-2441/1 for the ASSEMBLY.

11/15/2011