

1           \*~~0318/P2.4~~\*SECTION 871. 46.96 (2) of the statutes is amended to read:

2           46.96 (2) The department shall make grants from the appropriations under s.  
3           20.435 (7) (c) ~~or (ke)~~ to independent living centers for nonresidential services to  
4           severely disabled individuals.

5           \*~~0318/P2.5~~\*SECTION 872. 47.02 (3m) (p) of the statutes is created to read:

6           47.02 (3m) (p) 1. From the appropriation under s. 20.445 (5) (n), in each fiscal  
7           year, allocate \$600,000 of moneys received from the federal social security  
8           administration for reimbursement of grants to independent living centers. The  
9           department shall make grants to independent living centers for nonresidential  
10          services to severely disabled individuals as defined in s. 46.96 (1) (b).

11          2. To be eligible to receive a grant under subd. 1., an independent living center  
12          shall comply with the requirements under s. 46.96 (3m) (a) 1. to 3. and (am) 1. and  
13          2.

14          \*~~0068/5.4~~\*SECTION 873. 48.06 (1) (title) of the statutes is amended to read:

15          48.06 (1) (title) COUNTIES WITH A POPULATION OF ~~500,000~~ 750,000 OR MORE.

16          \*~~0068/5.5~~\*SECTION 874. 48.06 (1) (a) 1. of the statutes is amended to read:

17          48.06 (1) (a) 1. In counties with a population of ~~500,000~~ 750,000 or more, the  
18          department shall provide the court with the services necessary for investigating and  
19          supervising child welfare and unborn child welfare cases under this chapter. The  
20          department is charged with providing child welfare and unborn child welfare intake  
21          and dispositional services and with administration of the personnel and services of  
22          the child welfare and unborn child welfare intake and dispositional sections of the  
23          department. The department shall include investigative services for all children and  
24          unborn children alleged to be in need of protection or services to be provided by the  
25          department.

1           \*~~0068/5.6~~**SECTION 875.** 48.06 (2) (title) of the statutes is amended to read:  
2           48.06 (2) (title) COUNTIES WITH A POPULATION UNDER ~~500,000~~ 750,000.

3           \*~~0068/5.7~~**SECTION 876.** 48.06 (2) (a) of the statutes is amended to read:

4           48.06 (2) (a) In counties having less than ~~500,000~~ 750,000 population, the  
5 county board of supervisors shall authorize the county department or court or both  
6 to provide intake services required by s. 48.067 and the staff needed to carry out the  
7 objectives and provisions of this chapter under s. 48.069. Intake services shall be  
8 provided by employees of the court or county department and may not be  
9 subcontracted to other individuals or agencies, except any county which had intake  
10 services subcontracted from the county sheriff's department on April 1, 1980, may  
11 continue to subcontract intake services from the county sheriff's department. Intake  
12 workers shall be governed in their intake work, including their responsibilities for  
13 recommending the filing of a petition and entering into an informal disposition, by  
14 general written policies which shall be formulated by the circuit judges for the  
15 county, subject to the approval of the chief judge of the judicial administrative  
16 district.

17           \*~~0068/5.8~~**SECTION 877.** 48.06 (3) of the statutes is amended to read:

18           48.06 (3) INTAKE SERVICES. The court, the department in a county having a  
19 population of ~~500,000~~ 750,000 or more, or the county department responsible for  
20 providing intake services under s. 48.067 shall specify one or more persons to provide  
21 intake services. If there is more than one such worker, one of the workers shall be  
22 designated as chief worker and shall supervise other workers.

23           \*~~0068/5.9~~**SECTION 878.** 48.06 (4) of the statutes is amended to read:

24           48.06 (4) STATE AID. State aid to any county for court services under this section  
25 shall be at the same net effective rate that each county is reimbursed for county

1 administration under s. 48.569. Counties having a population of less than 500,000  
2 750,000 may use funds received under s. 48.569 (1) (d), including county or federal  
3 revenue sharing funds allocated to match funds received under s. 48.569 (1) (d), for  
4 the cost of providing court attached intake services in amounts not to exceed 50% 50  
5 percent of the cost of providing court attached intake services or \$30,000 per county  
6 per calendar year, whichever is less.

7 **\*-0068/5.10\*SECTION 879.** 48.069 (1) (intro.) of the statutes is amended to  
8 read:

9 48.069 (1) (intro.) The staff of the department, the court, a county department  
10 or a licensed child welfare agency designated by the court to carry out the objectives  
11 and provisions of this chapter, or, in a county having a population of ~~500,000~~ 750,000  
12 or more, the department or an agency under contract with the department to provide  
13 dispositional services, shall:

14 **\*-0068/5.11\*SECTION 880.** 48.069 (2) of the statutes is amended to read:

15 48.069 (2) Except in a county having a population of ~~500,000~~ 750,000 or more,  
16 licensed child welfare agencies and the department shall provide services under this  
17 section only upon the approval of the agency from whom services are requested. In  
18 a county having a population of ~~500,000~~ 750,000 or more, the department or, with the  
19 approval of the department, a licensed child welfare agency shall provide services  
20 under this section.

21 **\*-0068/5.12\*SECTION 881.** 48.069 (3) of the statutes is amended to read:

22 48.069 (3) A court or county department responsible for disposition staff or, in  
23 a county having a population of ~~500,000~~ 750,000 or more, the department may agree  
24 with the court or county department responsible for providing intake services that  
25 the disposition staff may be designated to provide some or all of the intake services.

1           \*~~0072/4.1~~**SECTION 882.** 48.07 (5) (b) 2. of the statutes is amended to read:

2           48.07 (5) (b) 2. On receipt of an application from a prospective court-appointed  
3 special advocate, the court-appointed special advocate program, with the assistance  
4 of the department of justice, shall conduct a background investigation of the  
5 applicant. If the court-appointed special advocate program determines that any  
6 information obtained as a result of the background investigation provides a  
7 reasonable basis for further investigation, the court-appointed special advocate  
8 program may require the applicant to be fingerprinted on 2 fingerprint cards, each  
9 bearing a complete set of the applicant's fingerprints, or by other technologies  
10 approved by law enforcement agencies. The department of justice may provide for  
11 the submission of the fingerprint cards or fingerprints by other technologies to the  
12 federal bureau of investigation for the purposes of verifying the identification of the  
13 applicant and obtaining the applicant's criminal arrest and conviction record. The  
14 court-appointed special advocate program shall keep confidential all information  
15 received from the department of justice and the federal bureau of investigation under  
16 this subdivision.

17           \*~~1221/2.25~~**SECTION 883.** 48.345 (6m) of the statutes is amended to read:

18           48.345 (6m) If the report prepared under s. 48.33 (1) recommends that the child  
19 is in need of a coordinated services plan of care and if an initiative under s. 46.56 has  
20 been established ~~in~~ for the county or, for a child who is a member of a tribe, as defined  
21 in s. 46.56 (1) (q), ~~by~~ for a tribe, the judge may order an assessment of the child and  
22 the child's family for eligibility for and appropriateness of the initiative, and if  
23 eligible for enrollment in the initiative, that a coordinated services plan of care be  
24 developed and implemented.

1           \*~~0841/2.1~~SECTION 884. 48.355 (4) of the statutes is renumbered 48.355 (4)

2           (a) and amended to read:

3           48.355 (4) (a) Except as provided under s. 48.368, an order under this section  
4           or s. 48.357 or 48.365 made before the child reaches 18 years of age that places or  
5           continues the placement of the child in his or her home shall terminate ~~at the end~~  
6           ~~of one year after its entry~~ the date on which the order is entered unless the judge  
7           specifies a shorter period of time or the judge terminates the order sooner.

8           (b) Except as provided under s. 48.368, an order under this section or s. 48.357  
9           or 48.365 made before the child reaches 18 years of age that places or continues the  
10          placement of the child in a foster home, group home, or residential care center for  
11          children and youth or in the home of a relative other than a parent shall terminate  
12          ~~when on the latest of the following dates, unless the judge specifies a shorter period~~  
13          or the judge terminates the order sooner:

14           1. The date on which the child reaches 18 years of age, ~~at the end of.~~

15           2. The date that is one year after its entry, or, if the date on which the order is  
16          entered.

17           3. If the child is a full-time student at a secondary school or its vocational or  
18          technical equivalent and is reasonably expected to complete the program before  
19          reaching 19 years of age, ~~when~~ the date on which the child reaches 19 years of age,  
20          ~~whichever is later, unless the judge specifies a shorter period of time or the judge~~  
21          ~~terminates the order sooner.~~

22          (c) An order under this section or s. 48.357 or 48.365 relating to an unborn child  
23          in need of protection or services that is made before the unborn child is born shall  
24          terminate ~~at the end of one year after its entry~~ the date on which the order is entered

1 unless the judge specifies a shorter period of time or the judge terminates the order  
2 sooner.

3 \*~~0841/2.2~~**SECTION 885.** 48.355 (4) (b) 4. of the statutes is created to read:

4 48.355 (4) (b) 4. If the child is a full-time student at a secondary school or its  
5 vocational or technical equivalent and if an individualized education program under  
6 s. 115.787 is in effect for the child, the date on which the child reaches 21 years of age.

7 \*~~0841/2.3~~**SECTION 886.** 48.357 (6) of the statutes is renumbered 48.357 (6)

8 (a) (intro.) and amended to read:

9 48.357 (6) (a) (intro.) No change in placement may extend the expiration date  
10 of the original order, except that if the change in placement is from a placement in  
11 the child's home to a placement outside the home the court may extend the expiration  
12 date of the original order to the latest of the following dates, unless the court specifies  
13 a shorter period:

14 1. The date on which the child reaches 18 years of age, ~~to the~~

15 2. The date that is one year after the date of on which the change in placement  
16 order, ~~or, if is entered.~~

17 3. If the child is a full-time student at a secondary school or its vocational or  
18 technical equivalent and is reasonably expected to complete the program before  
19 reaching 19 years of age, ~~to the date on which the child reaches 19 years of age,~~  
20 ~~whichever is later, or for a shorter period of time as specified by the court.~~

21 (b) If the change in placement is from a placement outside the home to a  
22 placement in the child's home and if the expiration date of the original order is more  
23 than one year after the date of the change in placement order, the court shall shorten  
24 the expiration date of the original order to the date that is one year after the date of

1     on which the change in placement order is entered or to an earlier date as specified  
2     by the court.

3           \*~~0841/2.4~~\***SECTION 887.** 48.357 (6) (a) 4. of the statutes is created to read:

4           48.357 **(6)** (a) 4. If the child is a full-time student at a secondary school or its  
5     vocational or technical equivalent and if an individualized education program under  
6     s. 115.787 is in effect for the child, the date on which the child reaches 21 years of age.

7           \*~~0841/2.5~~\***SECTION 888.** 48.365 (5) of the statutes is renumbered 48.365 (5)  
8     (a) and amended to read:

9           48.365 **(5)** (a) Except as provided in s. 48.368, an order under this section that  
10    continues the placement of a child in his or her home or that relates to an unborn  
11    child of an adult expectant mother shall be for a specified length of time not to exceed  
12    one year after its the date of entry on which the order is entered.

13          **(b)** Except as provided in s. 48.368, an order under this section that continues  
14    the placement of a child in an out-of-home placement shall be for a specified length  
15    of time not to exceed the latest of the following dates:

16           1. The date on which the child reaches 18 years of age,

17           2. The date that is one year after the date of entry of on which the order, ~~or, if~~  
18    is entered.

19           3. If the child is a full-time student at a secondary school or its vocational or  
20    technical equivalent and is reasonably expected to complete the program before  
21    reaching 19 years of age, the date on which the child reaches 19 years of age,  
22    whichever is later.

23           \*~~0841/2.6~~\***SECTION 889.** 48.365 (5) (b) 4. of the statutes is created to read:

1           48.365 (5) (b) 4. If the child is a full-time student at a secondary school or its  
2 vocational or technical equivalent and if an individualized education program under  
3 s. 115.787 is in effect for the child, the date on which the child reaches 21 years of age.

4           \*~~0841/2.7~~\*SECTION 890. 48.385 of the statutes is amended to read:

5           **48.385 Plan for transition to independent living.** During the 90 days  
6 immediately before a child who is placed in a foster home, group home, or residential  
7 care center for children and youth or in the home of a relative other than a parent  
8 attains 18 years of age or, if the child is placed in such a placement under an order  
9 under s. 48.355, 48.357, 48.365, 938.355, 938.357, or 938.365 that terminates under  
10 s. 48.355 (4) (b) or 938.355 (4) (am) after the child attains 18 years of age, during the  
11 90 days immediately before the termination of the order, the agency primarily  
12 responsible for providing services to the child under the order shall provide the child  
13 with assistance and support in developing a plan for making the transition from  
14 out-of-home care to independent living. The transition plan shall be personalized  
15 at the direction of the child, shall be as detailed as the child directs, and shall include  
16 specific options for obtaining housing, health care, education, mentoring and  
17 continuing support services, and workforce support and employment services.

18           \*~~0067/5.1~~\*SECTION 891. 48.43 (7) of the statutes is renumbered 48.43 (7) (a)  
19 and amended to read:

20           48.43 (7) (a) If the agency specified under sub. (1) (a) is the department and,  
21 the department shall seek a permanent adoptive placement for the child or seek to  
22 enter into a subsidized guardianship agreement under s. 48.623 (2) with a proposed  
23 guardian of the child and petition the court for the appointment of that individual  
24 as the guardian of the child under s. 48.977 (2).

1           **(b)** If a permanent adoptive or subsidized guardianship placement is not in  
2 progress 2 years after entry of the order, the department may petition the court to  
3 transfer legal custody of the child to a county department, except that the  
4 department may not petition the court to transfer to a county department legal  
5 custody of a child who was initially taken into custody under s. 48.195 (1). The court  
6 shall transfer the child’s legal custody to the county department specified in the  
7 petition. The department shall remain the child’s guardian.

8           \*~~0067/5.2~~**SECTION 892.** 48.48 (3m) (d) of the statutes is amended to read:

9           48.48 **(3m)** (d) The tribal court has signed a written contract that addresses  
10 federal and state law and that provides that the tribal court will accept the return  
11 of the legal custody or the legal custody and guardianship of the child if the  
12 department petitions the tribal court to do so under s. 48.485 (2).

13           \*~~0065/6.2~~**SECTION 893.** 48.48 (8p) of the statutes is amended to read:

14           48.48 **(8p)** To reimburse tribes and county departments, from the  
15 appropriation under s. 20.437 (1) (kz), for unexpected or unusually high-cost  
16 out-of-home care placements of Indian children by tribal courts and for subsidized  
17 guardianship payments under s. 48.623 (1) or (6) for guardianships of Indian  
18 children ordered by tribal courts. In this subsection, “unusually high-cost  
19 out-of-home care placements” means the amount by which the cost to a tribe or to  
20 a county department of out-of-home care placements of Indian children by tribal  
21 courts exceeds \$50,000 in a fiscal year.

22           \*~~0068/5.13~~**SECTION 894.** 48.48 (16m) of the statutes is amended to read:

23           48.48 **(16m)** To employ under the unclassified service in an office of the  
24 department that is located in a 1st class city a director of the office of urban  
25 development who shall be appointed by the secretary to serve at the pleasure of the

1 secretary and who shall coordinate the provision of child welfare services in a county  
2 having a population of ~~500,000~~ 750,000 or more with the implementation of the  
3 Wisconsin works program under ss. 49.141 to 49.161 in a county having a population  
4 of ~~500,000~~ 750,000 or more.

5 **\*-0068/5.14\*SECTION 895.** 48.48 (17) (a) (intro.) of the statutes is amended to  
6 read:

7 48.48 (17) (a) (intro.) In a county having a population of ~~500,000~~ 750,000 or  
8 more, to administer child welfare services and to expend such amounts as may be  
9 necessary out of any moneys which may be appropriated for child welfare services  
10 by the legislature, which may be donated by individuals or private organizations or  
11 which may be otherwise provided. The department shall also have authority to do  
12 all of the following:

13 **\*-0069/4.1\*SECTION 896.** 48.481 (1) (a) of the statutes is amended to read:

14 48.481 (1) (a) The department shall distribute ~~\$497,200~~ foster care  
15 continuation grants in each fiscal year to counties for the purpose of supplementing  
16 payments for the care of an individual who attains age 18 after 1986 and who resided  
17 in a home licensed under s. 48.62 for at least 2 years immediately prior to attaining  
18 age 18 and, for at least 2 years, received payments for exceptional circumstances in  
19 order to avoid institutionalization, as provided under rules promulgated by the  
20 department, so that the individual may live in a family home or other  
21 noninstitutional situation after attaining age 18. No county may use funds provided  
22 under this paragraph to replace funds previously used by the county for this purpose.  
23 Beginning in fiscal year 2013–14, a county is eligible to receive funding under this  
24 paragraph only if the county received such funding in fiscal year 2012–13.

25 **\*-0069/4.2\*SECTION 897.** 48.481 (2) of the statutes is created to read:

1           48.481 (2) TRANSITION TO INDEPENDENT LIVING. The department shall distribute  
2           at least \$231,700 in each fiscal year to counties for the purpose of assisting  
3           individuals who attain the age of 18 while residing in a foster home, group home, or  
4           residential care center for children and youth or in the home of a relative other than  
5           a parent to make the transition from out-of-home care to independent living. No  
6           county may use funds provided under this subsection to replace funds previously  
7           used by the county for this purpose.

8           \*~~0067/5.3~~**SECTION 898.** 48.485 of the statutes is renumbered 48.485 (1) and  
9           amended to read:

10           48.485 (1) If the department accepts guardianship or legal custody or both from  
11           a tribal court under s. 48.48 (3m), the department shall seek a permanent adoptive  
12           placement for the child or seek to enter into a subsidized guardianship agreement  
13           under s. 48.623 (2) with a proposed guardian of the child and petition the court for  
14           the appointment of that individual as the guardian of the child under s. 48.977 (2)  
15           or under a substantially similar tribal law.

16           (2) If a permanent adoptive or subsidized guardianship placement is not in  
17           progress within 2 years after entry of the termination of parental rights order by the  
18           tribal court, the department may petition the tribal court to transfer legal custody  
19           or guardianship of the Indian child back to the Indian tribe, except that the  
20           department may not petition the tribal court to transfer back to an Indian tribe legal  
21           custody or guardianship of an Indian child who was initially taken into custody  
22           under s. 48.195 (1).

23           \*~~0070/4.3~~**SECTION 899.** 48.487 (title) of the statutes is amended to read:

24           **48.487 (title) Tribal adolescent family services.**

25           \*~~0070/4.4~~**SECTION 900.** 48.487 (1m) of the statutes is amended to read:

1           48.487 (1m) TRIBAL ADOLESCENT FAMILY SERVICES ALLOCATION GRANTS. From the  
2 appropriation account under s. 20.437 (1) (~~eg~~) (~~bd~~), the department may ~~allocate~~  
3 \$210,000 in each fiscal year to provide the grants specified distribute tribal family  
4 services grants to the elected governing bodies of the Indian tribes in this state. An  
5 elected governing body that receives a grant under this subsection may expend the  
6 grant moneys received for any of the purposes specified in subs. (2), (3) (b), and (4m)  
7 (b), (5) (b), (6), and (7) as determined by that body.

8           \*~~0070/4.5~~\*SECTION 901. 48.487 (2) of the statutes is amended to read:

9           48.487 (2) ADOLESCENT SELF-SUFFICIENCY SERVICES. ~~From the allocation under~~  
10 ~~sub. (1m), the department may provide a grant annually in the amount of \$85,000~~  
11 ~~to the~~ An elected governing body of an Indian tribe may expend moneys from a grant  
12 received under sub. (1m) to provide services for adolescent parents which. Those  
13 services shall emphasize high school graduation and vocational preparation,  
14 training, and experience and may be structured so as to strengthen the adolescent  
15 parent's capacity to fulfill parental responsibilities by developing social skills and  
16 increasing parenting skills. ~~The Indian tribe seeking to receive a grant to provide~~  
17 ~~these~~ An Indian tribe that provides those services shall develop a proposed service  
18 plan that is approved by the department.

19           \*~~0070/4.6~~\*SECTION 902. 48.487 (3) (b) of the statutes is amended to read:

20           48.487 (3) (b) ~~From the allocation under sub. (1m), the department may provide~~  
21 ~~a grant annually in the amount of \$65,000 to the~~ An elected governing body of an  
22 Indian tribe may expend moneys from a grant received under sub. (1m) to provide  
23 ~~to high-risk adolescents pregnancy and parenthood prevention services which to~~  
24 high-risk adolescents. Those services shall be structured so as to increase the  
25 development of decision-making and communications skills, promote graduation

1 from high school, and expand career and other options and ~~which~~ may address needs  
2 of adolescents with respect to pregnancy prevention.

3 ~~\*-0070/4.7\*~~**SECTION 903.** 48.487 (4m) (title) of the statutes is amended to read:

4 48.487 (4m) (title) ADOLESCENT CHOICES PROJECT GRANTS PROJECTS.

5 ~~\*-0070/4.8\*~~**SECTION 904.** 48.487 (4m) (b) (intro.) of the statutes is amended to  
6 read:

7 48.487 (4m) (b) (intro.) ~~From the allocation under sub. (1m), the department~~  
8 ~~may provide a grant annually in the amount of \$60,000 to the~~ An elected governing  
9 body of an Indian tribe ~~for the provision of~~ may expend moneys from a grant received  
10 under sub. (1m) to provide information to members of the Indian tribe in order to  
11 increase community knowledge about the problems of adolescents and to provide  
12 information to and activities for adolescents, particularly female adolescents, in  
13 order to enable the adolescents to develop skills with respect to all of the following:

14 ~~\*-0070/4.9\*~~**SECTION 905.** 48.487 (4m) (c) of the statutes is amended to read:

15 48.487 (4m) (c) ~~Each funded tribal project~~ An Indian tribe that provides  
16 services under par. (b) shall provide those services in ~~areas~~ an area of the state as that  
17 is approved by the Indian tribe and the department. The department shall  
18 determine the boundaries of the ~~regional areas prior to soliciting project grant~~  
19 ~~applications~~ regions in this state within which the Indian tribes may provide services  
20 under par. (b) before approving the service area of an Indian tribe under this  
21 paragraph.

22 ~~\*-0070/4.10\*~~**SECTION 906.** 48.487 (4m) (d) of the statutes is amended to read:

23 48.487 (4m) (d) ~~Prior to making grants to applying Indian tribes under par. (b)~~  
24 approving the service area of an Indian tribe under par. (c), the department shall  
25 consider whether and how the ~~applying~~ Indian tribe proposes to coordinate its

1 services with other public or private resources, programs, or activities in the region  
2 and the state.

3 **\*-0070/4.11\*SECTION 907.** 48.487 (4m) (e) of the statutes is amended to read:

4 48.487 (4m) (e) The department shall work closely with the women’s council  
5 and the department of public instruction, on a continuing basis, concerning the scope  
6 and direction of activities ~~under projects funded by the program~~ conducted under  
7 par. (b).

8 **\*-0070/4.12\*SECTION 908.** 48.487 (5) of the statutes is created to read:

9 48.487 (5) DOMESTIC ABUSE SERVICES. (a) In this subsection:

10 1. “Domestic abuse” means physical abuse, including a violation of s. 940.225  
11 (1), (2), or (3), or any threat of physical abuse between adult family or adult household  
12 members, by a minor family or minor household member against an adult family or  
13 adult household member, by an adult against his or her adult former spouse or by an  
14 adult against an adult with whom the person has a child in common.

15 2. “Domestic abuse services” means any of the following:

16 a. Shelter facilities or private home shelter care.

17 b. Advocacy and counseling for victims.

18 c. A 24-hour telephone service.

19 d. Community education.

20 3. “Family member” means a spouse, a parent, a child, or a person related by  
21 blood or adoption to another person.

22 4. “Household member” means a person currently or formerly residing in a  
23 place of abode with another person.

24 (b) Subject to pars. (c) and (d), an elected governing body of an Indian tribe may  
25 expend moneys from a grant received under sub. (1m) to provide domestic abuse

1 services. If an elected governing body of an Indian tribe expends those moneys for  
2 those services, the body shall provide matching funds or in-kind contributions in an  
3 amount to be determined by the department. The department shall establish  
4 guidelines regarding the types of contributions that qualify as in-kind contributions.

5 (c) An elected governing body of an Indian tribe may provide shelter facilities  
6 only if the department of safety and professional services determines that the  
7 physical plant of the facility will not be dangerous to the health or safety of the  
8 residents when the facility is in operation. An elected governing body of an Indian  
9 tribe may provide shelter facilities or private home shelter care only if the body  
10 ensures that the following services will be provided either by that Indian tribe or by  
11 another person:

- 12 1. A 24-hour telephone service.
- 13 2. Temporary housing and food.
- 14 3. Advocacy and counseling for victims.
- 15 4. Referral and follow-up services.
- 16 5. Arrangements for education of school-age children.
- 17 6. Emergency transportation to the shelter.
- 18 7. Community education.

19 (d) An Indian tribe that provides domestic abuse services under this subsection  
20 shall report all of the following information to the department by February 15  
21 annually:

- 22 1. The total expenditures that the Indian tribe made on domestic abuse services  
23 in the previous tribal fiscal year.
- 24 2. The expenditures specified in subd. 1. by general category of domestic abuse  
25 services provided.

1           3. The number of persons served in the previous tribal fiscal year by general  
2 type of domestic abuse service.

3           4. The number of persons who were in need of domestic abuse services in the  
4 previous tribal fiscal year but who did not receive the domestic abuse services that  
5 they needed.

6           \*~~0070/4.13~~**SECTION 909.** 48.487 (7) of the statutes is created to read:

7           48.487 (7) CHILD WELFARE SERVICES. An elected governing body of an Indian  
8 tribe may expend moneys from a grant received under sub. (1m) to provide child  
9 welfare services as authorized under 42 USC 621 to 628b.

10          \*~~0068/5.15~~**SECTION 910.** 48.56 (title) of the statutes is amended to read:

11          **48.56 (title) Child welfare services in counties having populations of**  
12 **less than ~~500,000~~ 750,000.**

13          \*~~0068/5.16~~**SECTION 911.** 48.56 (1) of the statutes is amended to read:

14          48.56 (1) Each county having a population of less than ~~500,000~~ 750,000 shall  
15 provide child welfare services through its county department.

16          \*~~0068/5.17~~**SECTION 912.** 48.561 (title) of the statutes is amended to read:

17          **48.561 (title) Child welfare services in a county having a population of**  
18 **~~500,000~~ 750,000 or more.**

19          \*~~0068/5.18~~**SECTION 913.** 48.561 (1) of the statutes is amended to read:

20          48.561 (1) The department shall provide child welfare services in a county  
21 having a population of ~~500,000~~ 750,000 or more.

22          \*~~0068/5.19~~**SECTION 914.** 48.561 (2) of the statutes is amended to read:

23          48.561 (2) The department shall employ personnel in a county having a  
24 population of ~~500,000~~ 750,000 or more who devote all of their time directly or

1 indirectly to child welfare services. Whenever possible, these personnel shall be  
2 social workers certified under ch. 457.

3 **\*-0068/5.20\*SECTION 915.** 48.561 (3) (a) (intro.) of the statutes is amended to  
4 read:

5 48.561 (3) (a) (intro.) A county having a population of ~~500,000~~ 750,000 or more  
6 shall contribute \$58,893,500 in each state fiscal year for the provision of child welfare  
7 services in that county by the department. That contribution shall be made as  
8 follows:

9 **\*-0068/5.21\*SECTION 916.** 48.561 (3) (b) of the statutes is amended to read:

10 48.561 (3) (b) The department of administration shall collect the amount  
11 specified in par. (a) 3. from a county having a population of ~~500,000~~ 750,000 or more  
12 by deducting all or part of that amount from any state payment due that county  
13 under s. 79.035, 79.04, or 79.08. The department of administration shall notify the  
14 department of revenue, by September 15 of each year, of the amount to be deducted  
15 from the state payments due under s. 79.035, 79.04, or 79.08. The department of  
16 administration shall credit all amounts collected under this paragraph to the  
17 appropriation account under s. 20.437 (1) (kw) and shall notify the county from which  
18 those amounts are collected of that collection. The department may not expend any  
19 moneys from the appropriation account under s. 20.437 (1) (cx) for providing services  
20 to children and families under s. 48.48 (17) until the amounts in the appropriation  
21 account under s. 20.437 (1) (kw) are exhausted.

22 **\*-0068/5.22\*SECTION 917.** 48.563 (1) (a) of the statutes is amended to read:

23 48.563 (1) (a) Within the limits of available federal funds and of the  
24 appropriations under s. 20.437 (1) (b), ~~(cx)~~, (km), and (o), the department shall

1 distribute funds for children and family services to county departments as provided  
2 in subs. (2), (3), (4), and (7m) and s. 48.986.

\*\*\*NOTE: This is reconciled s. 48.563 (1) (a). This SECTION has been affected by  
drafts with the following LRB numbers: LRB-0068 and LRB-0070.

3 \*~~0070/4.14~~**SECTION 918.** 48.563 (3) of the statutes is renumbered 48.487 (6)  
4 and amended to read:

5 48.487 (6) TRIBAL CHILD CARE. For An elected governing body of an Indian tribe  
6 may expend moneys from a grant received under sub. (1m) to provide child care  
7 services under 42 USC 9858, the department shall distribute not more than \$412,800  
8 in each fiscal year from the appropriation account under s. 20.437 (1) (b) to Indian  
9 tribes. An Indian tribe that receives funding under this subsection shall use that  
10 funding to provide child care for an eligible child, as defined in 42 USC 9858n (4).

11 \*~~0068/5.23~~**SECTION 919.** 48.563 (4) of the statutes is created to read:

12 48.563 (4) POSTREUNIFICATION SERVICES. If a demonstration project authorized  
13 under 42 USC 1320a-9 reduces the cost of providing out-of-home care for children  
14 in a county having a population of 750,000 or more, from the appropriations under  
15 s. 20.437 (1) (cx) and (o) the department may distribute the amount by which that  
16 cost is reduced by that demonstration project in each fiscal year to county  
17 departments for services for children and families to prevent the reentry of children  
18 into out-of-home care.

19 \*~~0068/5.24~~**SECTION 920.** 48.569 (1) (am) of the statutes is amended to read:

20 48.569 (1) (am) The department shall reimburse each county from the  
21 appropriations under s. 20.437 (1) (b), (cx), (km), and (o) for children and family  
22 services as approved by the department under ss. 46.22 (1) (b) 2. f. and (e) 3. b.

23 \*~~0068/5.25~~**SECTION 921.** 48.569 (1) (d) of the statutes is amended to read:

1           48.569 (1) (d) From the appropriations under s. 20.437 (1) (b), ~~(cx)~~, (km), and  
2 (o), the department shall distribute the funding for children and family services,  
3 including funding for foster care or subsidized guardianship care of a child on whose  
4 behalf aid is received under s. 48.645 to county departments as provided under s.  
5 48.563. County matching funds are required for the distribution under s. 48.563 (2).  
6 Each county's required match for the distribution under s. 48.563 (2) shall be  
7 specified in a schedule established annually by the department. Matching funds  
8 may be from county tax levies, federal and state revenue sharing funds, or private  
9 donations to the county that meet the requirements specified in sub. (1m). Private  
10 donations may not exceed 25 percent of the total county match. If the county match  
11 is less than the amount required to generate the full amount of state and federal  
12 funds distributed for this period, the decrease in the amount of state and federal  
13 funds equals the difference between the required and the actual amount of county  
14 matching funds.

15           \*~~0841/2.8~~**SECTION 922.** 48.57 (3m) (a) 1. of the statutes is amended to read:

16           48.57 (3m) (a) 1. "Child" means a person under 18 years of age ~~or~~; a person 18  
17 years of age or over, but under 19 years of age, who is a full-time student in good  
18 academic standing at a secondary school or its vocational or technical equivalent and  
19 who is reasonably expected to complete his or her program of study and be granted  
20 a high school or high school equivalency diploma; or a person 18 years of age or over,  
21 but under 21 years of age, who is a full-time student in good academic standing at  
22 a secondary school or its vocational or technical equivalent if an individualized  
23 education program under s. 115.787 is in effect for the person.

24           \*~~0813/3.2~~**SECTION 923.** 48.57 (3m) (am) (intro.) of the statutes is amended

25 to read:

1           48.57 **(3m)** (am) (intro.) From the ~~appropriation~~ appropriations under s. 20.437  
2           (2) (dz), (md), (me), and (s), the department shall reimburse counties having  
3           populations of less than 500,000 for payments made under this subsection and shall  
4           make payments under this subsection in a county having a population of 500,000 or  
5           more. Subject to par. (ap), a county department and, in a county having a population  
6           of 500,000 or more, the department shall make payments in the amount of \$220 per  
7           month to a kinship care relative who is providing care and maintenance for a child  
8           if all of the following conditions are met:

9           \*~~0841/2.9~~**SECTION 924.** 48.57 (3n) (a) 1. of the statutes is amended to read:

10           48.57 **(3n)** (a) 1. “Child” means a person under 18 years of age ~~or~~; a person 18  
11           years of age or over, but under 19 years of age, who is a full-time student in good  
12           academic standing at a secondary school or its vocational or technical equivalent and  
13           who is reasonably expected to complete his or her program of study and be granted  
14           a high school or high school equivalency diploma; or a person 18 years of age or over,  
15           but under 21 years of age, who is a full-time student in good academic standing at  
16           a secondary school or its vocational or technical equivalent if an individualized  
17           education program under s. 115.787 is in effect for the person.

18           \*~~0813/3.3~~**SECTION 925.** 48.57 (3n) (am) (intro.) of the statutes is amended to  
19           read:

20           48.57 **(3n)** (am) (intro.) From the ~~appropriation~~ appropriations under s. 20.437  
21           (2) (dz), (md), (me), and (s), the department shall reimburse counties having  
22           populations of less than 500,000 for payments made under this subsection and shall  
23           make payments under this subsection in a county having a population of 500,000 or  
24           more. Subject to par. (ap), a county department and, in a county having a population  
25           of 500,000 or more, the department shall make monthly payments for each child in

1 the amount ~~specified in sub. (3m) (am) (intro.)~~ of \$220 per month to a long-term  
2 kinship care relative who is providing care and maintenance for that child if all of  
3 the following conditions are met:

4 \*~~0841/2.10~~**SECTION 926.** 48.57 (3n) (am) 6. a. of the statutes is amended to  
5 read:

6 48.57 **(3n)** (am) 6. a. The date on which the child attains the age of 18 years;  
7 or, if on that date the child is a full-time student in good academic standing at a  
8 secondary school or its vocational or technical equivalent and is reasonably expected  
9 to complete his or her program of study and be granted a high school or high school  
10 equivalency diploma, the date on which the child is granted a high school or high  
11 school equivalency diploma or the date on which the child attains the age of 19 years,  
12 whichever occurs first; or, if on that date the child is a full-time student in good  
13 academic standing at a secondary school or its vocational or technical equivalent and  
14 an individualized education program under s. 115.787 is in effect for the child, the  
15 date on which the child attains the age of 21 years.

16 \*~~0072/4.2~~**SECTION 927.** 48.57 (3p) (d) of the statutes is amended to read:

17 48.57 **(3p)** (d) If the person being investigated under par. (b) or (c) is a  
18 nonresident, or at any time within the 5 years preceding the date of the application  
19 has been a nonresident, or if the county department or, in a county having a  
20 population of 500,000 or more, the department determines that the person's  
21 employment, licensing or state court records provide a reasonable basis for further  
22 investigation, the county department or department shall require the person to be  
23 fingerprinted on 2 fingerprint cards, each bearing a complete set of the person's  
24 fingerprints, or by other technologies approved by law enforcement agencies. The  
25 department of justice may provide for the submission of the fingerprint cards or

1 fingerprints by other technologies to the federal bureau of investigation for the  
2 purposes of verifying the identity of the person fingerprinted and obtaining records  
3 of his or her criminal arrest and conviction.

4 \*~~0841/2.11~~\*SECTION 928. 48.619 of the statutes is renumbered 48.619 (intro.)  
5 and amended to read:

6 **48.619 Definition.** (intro.) In this subchapter, “child” means a person under  
7 18 years of age ~~and also includes, for.~~ For purposes of counting the number of  
8 children for whom a foster home or group home may provide care and maintenance,  
9 “child” also includes a person 18 years of age or over, but who was residing in the  
10 foster home or group home immediately prior to his or her 18th birthday and who  
11 continues to reside in that foster home or group home, if any of the following applies:

12 (1) The person is under 19 years of age, ~~who~~ is a full-time student at a  
13 secondary school or its vocational or technical equivalent, ~~who~~ and is reasonably  
14 expected to complete the program before reaching 19 years of age, ~~who was residing~~  
15 ~~in the foster home or group home immediately prior to his or her 18th birthday, and~~  
16 ~~who continues to reside in that foster home or group home.~~

17 \*~~0841/2.12~~\*SECTION 929. 48.619 (2) of the statutes is created to read:

18 48.619 (2) The person is under 21 years of age is a full time student at a  
19 secondary school or its vocational or technical equivalent, and an individualized  
20 education program under s. 115.787 is in effect for the person.

21 \*~~0721/P1.1~~\*SECTION 930. 48.62 (4) of the statutes is amended to read:

22 48.62 (4) Monthly payments in foster care shall be provided according to the  
23 rates specified in this subsection. Beginning on January 1, ~~2010~~ 2014, the rates are  
24 ~~\$215~~ \$226 for care and maintenance provided for a child of any age by a foster home  
25 that is certified to provide level one care, as defined in the rules promulgated under

1 sub. (8) (a) and, for care and maintenance provided by a foster home that is certified  
2 to provide care at a level of care that is higher than such level one care, ~~\$349~~ \$375  
3 for a child under 5 years of age; ~~\$381~~ \$410 for a child 5 to 11 years of age; ~~\$433~~ \$466  
4 for a child 12 to 14 years of age; and ~~\$452~~ \$487 for a child 15 years of age or over.  
5 Beginning on January 1, ~~2011~~ 2015, the rates are ~~\$220~~ \$232 for care and  
6 maintenance provided for a child of any age by a foster home that is certified to  
7 provide level one care, as defined in the rules promulgated under sub. (8) (a) and, for  
8 care and maintenance provided by a foster home that is certified to provide care at  
9 a level of care that is higher than such level one care, ~~\$366~~ \$384 for a child under 5  
10 years of age; ~~\$400~~ \$420 for a child 5 to 11 years of age; ~~\$455~~ \$478 for a child 12 to 14  
11 years of age; and ~~\$475~~ \$499 for a child 15 years of age or over. In addition to these  
12 grants for basic maintenance, the department, county department, or licensed child  
13 welfare agency shall make supplemental payments for foster care to a foster home  
14 that is receiving an age-related rate under this subsection that are commensurate  
15 with the level of care that the foster home is certified to provide and the needs of the  
16 child who is placed in the foster home according to the rules promulgated by the  
17 department under sub. (8) (c).

18 \*~~0067/5.4~~**SECTION 931.** 48.623 (1) (intro.) of the statutes is amended to read:  
19 48.623 (1) ELIGIBILITY. (intro.) A county department or, ~~in a county having a~~  
20 ~~population of 750,000 or more as provided in sub. (3) (a),~~ the department shall  
21 provide monthly subsidized guardianship payments in the amount specified in sub.  
22 (3) (b) to a guardian of a child under s. 48.977 (2) or under a substantially similar  
23 tribal law if the county department or department determines that the conditions  
24 specified in pars. (a) to (d) have been met. A county department or, ~~in a county having~~  
25 ~~a population of 750,000 or more as provided in sub. (3) (a),~~ the department shall also

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1 provide those payments for the care of a sibling of such a child, regardless of whether  
2 the sibling meets the conditions specified in par. (a), if the county department or  
3 department and the guardian agree on the appropriateness of placing the sibling in  
4 the home of the guardian. A guardian of a child under s. 48.977 (2) or under a  
5 substantially similar tribal law is eligible for monthly subsidized guardianship  
6 payments under this subsection if the county department or, ~~in a county having a~~  
7 ~~population of 750,000 or more,~~ the department, whichever will be providing those  
8 payments, determines that all of the following apply:

9 \*~~0067/5.5~~**SECTION 932.** 48.623 (3) (a) of the statutes is amended to read:

10 48.623 (3) (a) Except as provided in this paragraph, the county department  
11 shall provide the monthly payments under sub. (1) or (6). The county department  
12 shall provide those payments from moneys received under s. 48.48 (8p) or 48.569 (1)  
13 (d). In a county having a population of 750,000 or more or in the circumstances  
14 specified in s. 48.43 (7) (a) or 48.485 (1), the department shall provide the monthly  
15 payments under sub. (1) or (6). The department shall provide those payments from  
16 the appropriations under s. 20.437 (1) (dd) and (pd). ~~In any other county, the county~~  
17 ~~department shall provide those payments from moneys received under s. 48.569 (1)~~  
18 ~~(d).~~

\*\*\*\*NOTE: This is reconciled s. 48.623 (3) (a). This SECTION has been affected by  
drafts with the following LRB numbers: LRB-0015/5 and LRB-0067/4

19 \*~~0067/5.6~~**SECTION 933.** 48.623 (3) (b) of the statutes is amended to read:

20 48.623 (3) (b) The county department or, as provided in par. (a), the department  
21 shall determine the amount of a monthly payment under sub. (1) or (6) for the care  
22 of a child shall equal based on the circumstances of the guardian and the needs of the  
23 child. That amount may not exceed the amount received under s. 48.62 (4) by the

1 guardian of the child for the month immediately preceding the month in which the  
2 guardianship order was granted ~~or a lesser amount if agreed to by the guardian and~~  
3 ~~specified in the agreement under sub. (2) (b).~~ A guardian or an interim caretaker who  
4 receives a monthly payment under sub. (1) or (6) for the care of a child is not eligible  
5 to receive a payment under s. 48.57 (3m) or (3n) or 48.62 (4) for the care of that child.

6 ~~\*-0068/5.26\*~~**SECTION 934.** 48.645 (2) (a) 2. of the statutes is amended to read:

7 48.645 (2) (a) 2. A county or, in a county having a population of ~~500,000~~ 750,000  
8 or more, the department, on behalf of a child in the legal custody of a county  
9 department under s. 46.215, 46.22, or 46.23 or the department under s. 48.48 (17) or  
10 on behalf of a child who was removed from the home of a relative as a result of a  
11 judicial determination that continuance in the home of a relative would be contrary  
12 to the child's welfare for any reason when the child is placed in a licensed residential  
13 care center for children and youth by the county department or the department.  
14 Reimbursement shall be made by the state as provided in subd. 1.

15 ~~\*-0068/5.27\*~~**SECTION 935.** 48.645 (2) (a) 3. of the statutes is amended to read:

16 48.645 (2) (a) 3. A county or, in a county having a population of ~~500,000~~ 750,000  
17 or more, the department, when the child is placed in a licensed foster home, group  
18 home, or residential care center for children and youth or in a subsidized  
19 guardianship home by a licensed child welfare agency or by a governing body of an  
20 Indian tribe in this state or by its designee, if the child is in the legal custody of the  
21 county department under s. 46.215, 46.22, or 46.23 or the department under s. 48.48  
22 (17) or if the child was removed from the home of a relative as a result of a judicial  
23 determination that continuance in the home of the relative would be contrary to the  
24 child's welfare for any reason and the placement is made under an agreement with  
25 the county department or the department.

1           \*~~1124/4.1~~**SECTION 936.** 48.651 (1) (intro.) of the statutes is amended to read:  
2           48.651 (1) (intro.) ~~No~~ Except as provided in s. 49.155 (4) (c), no person, other  
3 than a child care center licensed under s. 48.65 or established or contracted for under  
4 s. 120.13 (14), may receive ~~reimbursement~~ payment for providing child care services  
5 for an individual who is determined eligible for a child care subsidy under s. 49.155  
6 unless the person is certified, according to the standards adopted by the department  
7 under s. 49.155 (1d), by the department in a county having a population of 500,000  
8 or more, a county department, or an agency with which the department contracts  
9 under sub. (2). To be certified under this section, a person must meet the minimum  
10 requirements for certification established by the department under s. 49.155 (1d),  
11 meet the requirements specified in s. 48.685, and pay the fee specified in sub. (2).  
12 The department in a county having a population of 500,000 or more, a county  
13 department, or an agency contracted with under sub. (2) shall certify the following  
14 categories of child care providers:

      \*\*\*\*NOTE: This is reconciled s. 48.651 (1) (intro.). This SECTION has been affected  
by drafts with the following LRB numbers: LRB-0903/2 and LRB-1124/3.

15           \*~~0903/4.3~~**SECTION 937.** 48.659 of the statutes is amended to read:  
16           **48.659 Child care quality rating system.** The department shall provide a  
17 child care quality rating system that rates the quality of the child care provided by  
18 a child care provider licensed under s. 48.65 that receives ~~reimbursement~~ payment  
19 under s. 49.155 for the child care provided or that volunteers for rating under this  
20 section. The department shall make the rating information provided under that  
21 system available to the parents, guardians, and legal custodians of children who are  
22 recipients, or prospective recipients, of care and supervision from a child care

1 provider that is rated under this section, including making that information  
2 available on the department's Internet site.

3 **\*-0072/4.3\*SECTION 938.** 48.685 (2) (bm) of the statutes is amended to read:

4 48.685 (2) (bm) If the person who is the subject of the search under par. (am),  
5 (ar), or (b) 1. is not a resident of this state, or if at any time within the 3 years  
6 preceding the date of the search that person has not been a resident of this state, or  
7 if the department, county department, agency contracted with under s. 48.651 (2),  
8 child welfare agency, school board, or entity determines that the person's  
9 employment, licensing, or state court records provide a reasonable basis for further  
10 investigation, the department, county department, contracted agency, child welfare  
11 agency, school board, or entity shall make a good faith effort to obtain from any state  
12 or other United States jurisdiction in which the person is a resident or was a resident  
13 within the 3 years preceding the date of the search information that is equivalent to  
14 the information specified in par. (am) 1., (ar), or (b) 1. a. The department, county  
15 department, contracted agency, child welfare agency, school board, or entity may  
16 require the person to be fingerprinted on 2 fingerprint cards, each bearing a complete  
17 set of the person's fingerprints, or by other technologies approved by law enforcement  
18 agencies. The department of justice may provide for the submission of the  
19 fingerprint cards or fingerprints by other technologies to the federal bureau of  
20 investigation for the purposes of verifying the identity of the person fingerprinted  
21 and obtaining records of his or her criminal arrests and convictions.

22 **\*-0072/4.4\*SECTION 939.** 48.685 (2) (br) of the statutes is created to read:

23 48.685 (2) (br) If the person who is the subject of a search under par. (am) or  
24 (b) 1. has, or is seeking, a license to operate a child care center under s. 48.65,  
25 certification as a child care provider under s. 48.651, or a contract under s. 120.13

**SECTION 939**

1 (14) to operate a child care program, or is an adult nonclient resident or caregiver of  
2 such an entity, and if the entity is receiving, or wishes to receive, reimbursement  
3 under s. 49.155 for providing child care services, the department, county  
4 department, agency contracted with under s. 48.651 (2), or school board shall require  
5 the person to be fingerprinted on 2 fingerprint cards, each bearing a complete set of  
6 the person's fingerprints, or by other technologies approved by law enforcement  
7 agencies, unless the person has previously been fingerprinted under this paragraph.  
8 The department of justice may provide for the submission of the fingerprint cards or  
9 fingerprints by other technologies to the federal bureau of investigation for the  
10 purposes of verifying the identity of the person fingerprinted and obtaining records  
11 of his or her criminal arrests and convictions.

12 \*~~0072/4.5~~**SECTION 940.** 48.685 (8) of the statutes is amended to read:

13 48.685 (8) The department, the department of health services, a county  
14 department, an agency contracted with under s. 48.651 (2), a child welfare agency,  
15 or a school board may charge a fee for obtaining the information required under sub.  
16 (2) (am), or (ar), or (3) (a) or (am) ~~or~~, for providing information to an entity to enable  
17 the entity to comply with sub. (2) (b) 1. or (3) (b), or for obtaining fingerprints under  
18 sub. (2) (bm) or (br). The fee may not exceed the reasonable cost of obtaining the  
19 information or fingerprints. No fee may be charged to a nurse aide, as defined in s.  
20 146.40 (1) (d), for obtaining or maintaining information or fingerprints if to do so  
21 would be inconsistent with federal law.

22 \*~~0317/1.2~~**SECTION 941.** 48.78 (2) (k) of the statutes is created to read:

23 48.78 (2) (k) Paragraph (a) does not prohibit the department of children and  
24 families from providing to the department of revenue, upon request, information  
25 concerning a recipient of payments under s. 48.57 (3m) or (3n) or aid under s. 48.645,

1 including information contained in the electronic records of the department of  
2 children and families, solely for the purposes of administering state taxes, including  
3 verifying a claim for a state tax refund or a refundable state tax credit, and collecting  
4 debts owed to the department of revenue. Any information obtained by the  
5 department of revenue under this paragraph is subject to the confidentiality  
6 provisions specified in s. 71.78.

7 **\*-0067/5.7\*SECTION 942.** 48.975 (3) (a) 1. of the statutes is amended to read:

8 48.975 (3) (a) 1. Except as provided in subd. 3., for support of a child who was  
9 in foster care or subsidized guardianship care immediately prior to placement for  
10 adoption, the department shall determine the initial amount of adoption assistance  
11 for maintenance ~~shall be equivalent to~~ based on the circumstances of the adoptive  
12 family and the needs of the child. That amount may not exceed the amount of ~~that~~  
13 the child's foster care or subsidized guardianship care payment at the time that the  
14 agreement under sub. (4) (a) is signed ~~or a lesser amount if agreed to by the proposed~~  
15 ~~adoptive parents and specified in that agreement.~~

16 **\*-0067/5.8\*SECTION 943.** 48.975 (3) (a) 2. of the statutes is amended to read:

17 48.975 (3) (a) 2. Except as provided in subd. 3., for support of a child not in foster  
18 care or subsidized guardianship care immediately prior to placement for adoption,  
19 the department shall determine the initial amount of adoption assistance for  
20 maintenance ~~shall be equivalent to~~ based on the circumstances of the adoptive family  
21 and the needs of the child. That amount may not exceed the uniform foster care rate  
22 applicable to the child that is in effect at the time that the agreement under sub. (4)  
23 (a) is signed ~~or a lesser amount if agreed to by the proposed adoptive parents and~~  
24 ~~specified in that agreement.~~

25 **\*-0067/5.9\*SECTION 944.** 48.975 (4) (a) of the statutes is amended to read:

## SECTION 944

1           48.975 (4) (a) Except in extenuating circumstances, as defined by the  
2 department by rule promulgated under sub. (5) (a), a written agreement to provide  
3 adoption assistance shall be made prior to adoption. An agreement to provide  
4 adoption assistance may be made only for a child who, at the time of placement for  
5 adoption, is in the guardianship of the department or ~~other agency~~ a county  
6 department authorized to place children for adoption, is in the guardianship of an  
7 American Indian tribal agency in this state, ~~or is~~ is in a subsidized guardianship under  
8 s. 48.623, or is otherwise eligible for adoption assistance payments under 42 USC 673  
9 (a) (2) (A).

10           \*~~0067/5.10~~\*SECTION 945. 48.977 (3r) of the statutes is amended to read:

11           48.977 (3r) SUBSIDIZED GUARDIANSHIP. Subsidized guardianship payments  
12 under s. 48.623 (1) may not be made to a guardian of a child unless a subsidized  
13 guardianship agreement under s. 48.623 (2) is entered into before the guardianship  
14 order is granted and the court either terminates any order specified in sub. (2) (a) or  
15 dismisses any proceeding in which the child has been adjudicated in need of  
16 protection or services as specified in sub. (2) (a). If a child's permanency plan calls  
17 for placement of the child in the home of a guardian and the provision of monthly  
18 subsidized guardianship payments to the guardian, the petitioner under sub. (4) (a)  
19 shall include in the petition under sub. (4) (b) a statement of the determinations  
20 made under s. 48.623 (1) and a request for the court to include in the court's findings  
21 under sub. (4) (d) a finding confirming those determinations. If the court confirms  
22 those determinations, appoints a guardian for the child under sub. (2), and either  
23 terminates any order specified in sub. (2) (a) or dismisses any proceeding in which  
24 the child is adjudicated to be in need of protection or services as specified in sub. (2)  
25 (a), the county department or, ~~in a county having a population of 750,000 or more,~~

1 as provided in s. 48.623 (3) (a), the department shall provide monthly subsidized  
2 guardianship payments to the guardian under s. 48.623 (1).

3 ~~\*-0066/5.1\*~~**SECTION 946.** 48.981 (3) (c) 5m. of the statutes is amended to read:

4 48.981 (3) (c) 5m. ~~If the~~ The county department or, in a county having a  
5 population of 500,000 or more, the department or a licensed child welfare agency  
6 under contract with the department ~~determines~~ may include in a determination  
7 under subd. 4. a determination that a specific person has abused or neglected a child,  
8 If the county department, department, or licensed child welfare agency, within 15  
9 makes an initial determination that a specific person has abused or neglected a child,  
10 the county department, department, or licensed child welfare agency shall provide  
11 that person with an opportunity for a review of that initial determination in  
12 accordance with rules promulgated by the department before the county  
13 department, department, or licensed child welfare agency may make a final  
14 determination that the person has abused or neglected a child. Within 5 days after  
15 the date of the a final determination, that a specific person has abused or neglected  
16 a child, the county department, department, or licensed child welfare agency shall  
17 notify the person in writing of the determination, the person's right to appeal a  
18 contested case hearing on the determination under ch. 227, and the procedure  
19 procedures under sub. 5p. by which the person may appeal the determination, and  
20 the person may appeal the determination in accordance with the procedures  
21 established by the department under this subdivision. The department shall  
22 promulgate rules establishing procedures for conducting an appeal under this  
23 subdivision. Those procedures shall include a procedure permitting an appeal  
24 receive that hearing.

**SECTION 946**

1           5p. A person determined under subd. 4. to have abused or neglected a child has  
2           the right to a contested case hearing on that determination under ch. 227. To receive  
3           that hearing, the person must send to the department a written request for a hearing  
4           under s. 227.44 within 10 days after the date of the notice under subd. 5m. of the  
5           determination. The department shall commence the hearing within 90 days after  
6           receipt of the request for the hearing, unless the hearing is rescheduled on the  
7           request of the person requesting the hearing or the contested case proceeding is held  
8           in abeyance as provided in this subdivision, and shall issue a final decision within  
9           60 days after the close of the hearing. Judicial review of the final administrative  
10           decision following the hearing may be had by any party to the contested case  
11           proceeding as provided in ch. 227. The person presiding over a contested case  
12           proceeding under this subdivision to be held may hold the hearing in abeyance  
13           pending the outcome of any criminal proceedings or any proceedings under s. 48.13  
14           based on the alleged abuse or neglect or the outcome of any investigation that may  
15           lead to the filing of a criminal complaint or a petition under s. 48.13 based on the  
16           alleged abuse or neglect.

17           \*~~0427/P2.1~~\***SECTION 947.** 48.982 (4) (b) (intro.) of the statutes is renumbered  
18           48.982 (4) (b) and amended to read:

19           48.982 (4) (b) A grant may be awarded only to an organization that agrees to  
20           match the grant at least 10 percent of the amount received, or a larger percentage  
21           at the board's discretion, through money or in-kind services, as follows:

22           \*~~0427/P2.2~~\***SECTION 948.** 48.982 (4) (b) 1. of the statutes is repealed.

23           \*~~0427/P2.3~~\***SECTION 949.** 48.982 (4) (b) 2. of the statutes is repealed.

24           \*~~0428/P2.1~~\***SECTION 950.** 48.982 (6) (a) of the statutes is amended to read:

1           48.982 (6) (a) From the appropriations under s. 20.433 (1) (b), (h), (i), (k), (ma),  
2 and (q), the board shall award grants to organizations in accordance with the  
3 request-for-proposal procedures developed under sub. (2) (a). From the  
4 appropriations under s. 20.433 (1) (b), (g), (h), (i), (k), (m), (ma), and (q), the board  
5 shall provide technical assistance to organizations in accordance with those  
6 procedures. ~~No organization may receive a grant or grants under this subsection~~  
7 ~~totaling more than \$150,000 in any year.~~

8           \*~~0428/P2.2~~SECTION 951. 48.982 (6) (am) of the statutes is repealed.

9           \*~~0903/4.4~~SECTION 952. 49.131 (2) of the statutes is amended to read:

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

15           \*~~0903/4.5~~SECTION 953. 49.131 (3) of the statutes is repealed.

16           \*~~0903/4.6~~SECTION 954. 49.137 (4) (a) of the statutes is amended to read:

17           49.137 (4) (a) Developing and recommending to the department a system of  
18 higher ~~reimbursement~~ payment rates or a program of grants for child care providers  
19 that meet the quality of care standards established under s. 49.132 (4) (e), 1995 stats.

20           \*~~0063/4.1~~SECTION 955. 49.141 (1) (n) of the statutes is amended to read:

21           49.141 (1) (n) “Trial employment match program job” means a work component  
22 of Wisconsin ~~works~~ Works administered under s. 49.147 (3).

23           \*~~0063/4.2~~SECTION 956. 49.143 (2) (a) 2. of the statutes is amended to read:

1           49.143 (2) (a) 2. Identify and encourage employers to provide permanent jobs  
2 for persons who are eligible for trial employment match program jobs or community  
3 service jobs.

4           \*~~0063/4.3~~**SECTION 957.** 49.143 (2) (a) 3. of the statutes is amended to read:

5           49.143 (2) (a) 3. Create, and encourage others to create, subsidized jobs for  
6 persons who are eligible for trial employment match program jobs or community  
7 service jobs.

8           \*~~0063/4.4~~**SECTION 958.** 49.143 (2) (a) 4. of the statutes is amended to read:

9           49.143 (2) (a) 4. Create, and encourage others to create, on-the-job training  
10 sites for persons who are eligible for trial employment match program jobs or  
11 community service jobs.

12           \*~~0063/4.5~~**SECTION 959.** 49.143 (2) (a) 5. of the statutes is amended to read:

13           49.143 (2) (a) 5. Foster and guide the entrepreneurial efforts of participants  
14 who are eligible for trial employment match program jobs or community service jobs.

15           \*~~0063/4.6~~**SECTION 960.** 49.143 (2) (a) 6. of the statutes is amended to read:

16           49.143 (2) (a) 6. Provide mentors, both from its membership and from  
17 recruitment of members of the community, to provide job-related guidance,  
18 including assistance in resolving job-related issues and the provision of job leads or  
19 references, to persons who are eligible for trial employment match program jobs or  
20 community service jobs.

21           \*~~0903/4.7~~**SECTION 961.** 49.143 (2) (ct) of the statutes is repealed.

22           \*~~0063/4.7~~**SECTION 962.** 49.143 (2r) of the statutes, as affected by 2011  
23 Wisconsin Act 32, is amended to read:

24           49.143 (2r) **JOB PROGRAMS.** A Wisconsin Works agency shall collaborate with  
25 the local workforce development board to connect individuals seeking employment

1 with employment opportunities, including the trial job employment match program  
2 under s. 49.147 (3).

3 \*~~0903/4.8~~**SECTION 963.** 49.147 (1) of the statutes is amended to read:

4 49.147 (1) DEFINITION. In this section, “unsubsidized employment” means  
5 employment, including self-employment and entrepreneurial activities, for which  
6 the ~~Wisconsin Works agency provides no wage subsidy to the employer including~~  
7 self-employment and entrepreneurial activities receives no wage subsidy.

8 \*~~0063/4.8~~**SECTION 964.** 49.147 (1m) (b) of the statutes is amended to read:

9 49.147 (1m) (b) If the Wisconsin Works agency determines that the appropriate  
10 placement for an individual is in unsubsidized employment or a trial employment  
11 match program job and that the individual needs and wishes to pursue basic  
12 education, including a course of study meeting the standards established under s.  
13 115.29 (4) (a) for the granting of a declaration of equivalency of high school  
14 graduation, the Wisconsin Works agency shall pay for the basic education services  
15 identified in the employability plan developed for the individual.

16 \*~~0063/4.9~~**SECTION 965.** 49.147 (2) (am) 2. of the statutes is amended to read:

17 49.147 (2) (am) 2. A Wisconsin Works agency shall, every 30 days, review the  
18 provision of case management services to an individual under this paragraph, if the  
19 individual is not successful in obtaining unsubsidized employment after legitimate  
20 efforts to secure employment, to determine whether the individual should be placed  
21 in a trial employment match program job, community service job, or transitional  
22 placement. The department shall promulgate rules that specify the criteria for the  
23 review process under this subdivision.

24 \*~~0063/4.10~~**SECTION 966.** 49.147 (3) (title) of the statutes is amended to read:

25 49.147 (3) (title) TRIAL JOBS EMPLOYMENT MATCH PROGRAM.

1           \*~~0063/4.11~~\*SECTION 967. 49.147 (3) (a) of the statutes is amended to read:

2           49.147 (3) (a) *Administration.* A Wisconsin Works agency shall administer a  
3           trial job employment match program as part of its administration of the Wisconsin  
4           Works program to improve the employability of individuals who ~~are not~~ otherwise  
5           are not able to obtain unsubsidized employment, as determined by the Wisconsin  
6           Works agency, by providing work experience and training to assist them to move  
7           promptly into unsubsidized employment. In determining an appropriate placement  
8           for a participant, a Wisconsin Works agency shall give priority to placement under  
9           this subsection over placements under subs. (4) and (5).

10           ~~(ac) *Employer subsidies and reimbursements.*~~ The Wisconsin Works agency  
11           shall pay ~~a wage subsidy~~ to an employer that employs a participant under this  
12           subsection ~~and that agrees to make a good faith effort to retain the participant as a~~  
13           ~~permanent unsubsidized employee after the wage subsidy is terminated. The wage~~  
14           ~~subsidy may not exceed \$300 per month for full-time employment of a participant.~~  
15           ~~For less than full-time employment of a participant during a month, the wage~~  
16           ~~subsidy may not exceed a dollar amount determined by multiplying \$300 by a~~  
17           ~~fraction, the numerator of which is the number of hours worked by the participant~~  
18           ~~in the month and the denominator of which is the number of hours that would be~~  
19           ~~required for full-time employment in that month. a wage subsidy in an amount that~~  
20           ~~is negotiated between the Wisconsin Works agency and the employer but that is not~~  
21           ~~less than the state or federal minimum wage that applies to the participant. The~~  
22           ~~wage subsidy shall be paid for each hour that the participant actually works, up to~~  
23           ~~a maximum of 40 hours per week. In addition to paying the wage subsidy, the~~  
24           ~~Wisconsin Works agency may, as negotiated between the Wisconsin Works agency~~

1 and the employer, reimburse the employer for all or a portion of other costs that are  
2 attributable to the employment of the participant, including any of the following:

3 \***-0063/4.12\*SECTION 968.** 49.147 (3) (ac) 1. of the statutes is created to read:  
4 49.147 (3) (ac) 1. Federal social security and Medicare taxes.

5 \***-0063/4.13\*SECTION 969.** 49.147 (3) (ac) 2. of the statutes is created to read:  
6 49.147 (3) (ac) 2. State and federal unemployment contributions or taxes.

7 \***-0063/4.14\*SECTION 970.** 49.147 (3) (ac) 3. of the statutes is created to read:  
8 49.147 (3) (ac) 3. Worker's compensation insurance premiums.

9 \***-0063/4.15\*SECTION 971.** 49.147 (3) (am) of the statutes is amended to read:  
10 49.147 (3) (am) *Education or training activities.* A trial employment match  
11 program job includes education and training activities, as prescribed by the  
12 employer as an integral part of work performed in the trial job employment match  
13 program employment.

14 \***-0063/4.16\*SECTION 972.** 49.147 (3) (c) of the statutes is amended to read:  
15 49.147 (3) (c) *Time-limited participation.* A participant under this subsection  
16 may participate in a trial employment match program job for a maximum of 3 6  
17 months, with an opportunity for a 3-month extension under circumstances  
18 determined by the Wisconsin Works agency. A participant may participate in more  
19 than one trial employment match program job, but may not exceed a total of 24  
20 months of participation under this subsection. The months need not be consecutive.  
21 The department or, with the approval of the department, the Wisconsin Works  
22 agency may grant an extension of the 24-month limit on a case-by-case basis if the  
23 participant has made all appropriate efforts to find unsubsidized employment and  
24 has been unable to find unsubsidized employment because local labor market

1 conditions preclude a reasonable job opportunity for that participant, as determined  
2 by a Wisconsin Works agency and approved by the department.

3 **\*-0063/4.17\*SECTION 973.** 49.147 (3) (d) of the statutes is created to read:

4 49.147 (3) (d) *Employer effort to retain, refer, or evaluate participant.* An  
5 employer that employs a participant under this subsection and receives a wage  
6 subsidy shall agree to make a good faith effort to retain the participant as a  
7 permanent unsubsidized employee after the wage subsidy ends, although nothing in  
8 this subsection requires an employer to retain a participant as a permanent  
9 unsubsidized employee after the wage subsidy ends. An employer shall also agree  
10 that, if the employer does not retain a participant as a permanent unsubsidized  
11 employee, the employer will serve as an employment reference for the participant or  
12 provide to the Wisconsin Works agency a written performance evaluation of the  
13 participant, including recommendations for improvements.

14 **\*-0903/4.9\*SECTION 974.** 49.147 (3) (e) of the statutes is created to read:

15 49.147 (3) (e) *Noncustodial parents.* Notwithstanding s. 49.145 (1) and (2) (a),  
16 an individual who would be eligible for a job under this subsection except that the  
17 individual is a noncustodial parent of a dependent child is eligible for placement  
18 under this subsection, subject to s. 49.159 (1) (b) 2., if the individual is eligible for  
19 services and benefits under s. 49.159 (1) (a).

20 **\*-0063/4.18\*SECTION 975.** 49.147 (3m) of the statutes is repealed.

21 **\*-0063/4.19\*SECTION 976.** 49.147 (4) (a) of the statutes is amended to read:

22 49.147 (4) (a) *Administration.* A Wisconsin works Works agency shall  
23 administer a community service job program as part of its administration of  
24 Wisconsin works Works to improve the employability of an individual who is not  
25 otherwise able to obtain employment, as determined by the Wisconsin works Works

1 agency, by providing work experience and training, if necessary, to assist the  
2 individual to move promptly into unsubsidized public or private employment or a  
3 trial employment match program job. In determining an appropriate placement for  
4 a participant, a Wisconsin ~~works~~ Works agency shall give placement under this  
5 subsection priority over placements under sub. (5). Community service jobs shall be  
6 limited to projects that the department determines would serve a useful public  
7 purpose or projects the cost of which is partially or wholly offset by revenue generated  
8 from such projects. After each 6 months of an individual's participation under this  
9 subsection and at the conclusion of each assignment under this subsection, a  
10 Wisconsin ~~works~~ Works agency shall reassess the individual's employability.

11 \*~~0063/4.20~~\*SECTION 977. 49.147 (4) (b) of the statutes is amended to read:

12 49.147 (4) (b) *Time-limited participation.* An individual may participate in a  
13 community service job for a maximum of 6 months, with an opportunity for a  
14 3-month extension under circumstances approved by the department. An  
15 individual may participate in more than one community service job, but may not  
16 exceed a total of 24 months of participation under this subsection. The months need  
17 not be consecutive. The department or, with the approval of the department, the  
18 Wisconsin Works agency may grant an extension to the 24-month limit on a  
19 case-by-case basis if the Wisconsin Works agency determines that the individual  
20 has made all appropriate efforts to find unsubsidized employment and has been  
21 unable to find unsubsidized employment because local labor market conditions  
22 preclude a reasonable employment opportunity in unsubsidized employment for that  
23 participant, as determined by a Wisconsin Works agency and approved by the  
24 department, and if the Wisconsin Works agency determines, and the department

1 agrees, that no trial employment match program job opportunities are available in  
2 the specified local labor market.

3 \*~~0063/4.21~~\*SECTION 978. 49.147 (4m) of the statutes is repealed.

4 \*~~0063/4.22~~\*SECTION 979. 49.147 (5) (a) 3. of the statutes is amended to read:

5 49.147 (5) (a) 3. The Wisconsin ~~works~~ Works agency determines that the  
6 individual is incapable of performing a trial employment match program job or  
7 community service job.

8 \*~~0903/4.10~~\*SECTION 980. 49.147 (6) (b) 2. of the statutes is repealed.

9 \*~~0903/4.11~~\*SECTION 981. 49.147 (6) (c) of the statutes is amended to read:

10 49.147 (6) (c) *Distribution Funding and administration.* From the  
11 ~~appropriation~~ appropriations under s. 20.437 (2) (jL) and (md), the department shall  
12 ~~distribute~~ allocate funds for job access loans to a Wisconsin Works ~~agency~~ agencies,  
13 which shall administer the loans in accordance with rules promulgated by the  
14 department.

15 \*~~0903/4.12~~\*SECTION 982. 49.147 (6) (e) of the statutes is created to read:

16 49.147 (6) (e) *Noncustodial parents.* Notwithstanding s. 49.145 (1) and (2) (a),  
17 an individual who would be eligible for a job access loan under par. (a) except that  
18 the individual is a noncustodial parent of a dependent child is eligible to receive a job  
19 access loan under this subsection.

20 \*~~0063/4.23~~\*SECTION 983. 49.148 (1) (a) of the statutes is amended to read:

21 49.148 (1) (a) *Trial employment match program jobs.* For a participant in a trial  
22 employment match program job, the amount established in the contract between the  
23 Wisconsin ~~works~~ Works agency and the trial employment match program job  
24 employer, but not less than minimum wage for every hour actually worked in the  
25 trial employment match program job, not to exceed 40 hours per week paid by the

1 employer. Hours spent participating in education and training activities under s.  
2 49.147 (3) (am) shall be included in determining the number of hours actually  
3 worked.

4 ~~\*-0903/4.13\*~~**SECTION 984.** 49.148 (1) (b) 1. of the statutes is amended to read:

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

17 ~~\*-0903/4.14\*~~**SECTION 985.** 49.148 (1) (b) 1m. (intro.) of the statutes is amended  
18 to read:

19 49.148 (1) (b) 1m. (intro.) Except as provided in subd. 1., the ~~Wisconsin works~~  
20 agency department or an entity contracting with the department shall pay a  
21 participant in a community service job the following:

22 ~~\*-0903/4.15\*~~**SECTION 986.** 49.148 (1) (b) 3. of the statutes is amended to read:

23 49.148 (1) (b) 3. For a participant in a community service job who participates  
24 in technical college education under s. 49.147 (5m), a monthly grant of \$653, ~~paid by~~  
25 ~~the Wisconsin Works~~ agency. For every hour that the participant misses work or

1 other required activities without good cause, the grant amount shall be reduced by  
2 \$5. Good cause shall be determined by the financial and employment planner in  
3 accordance with rules promulgated by the department. Good cause shall include  
4 required court appearances for a victim of domestic abuse.

5 ~~\*-0903/4.16\*~~SECTION 987. 49.148 (1) (c) of the statutes is amended to read:

6 49.148 (1) (c) *Transitional placements.* For a participant in a transitional  
7 placement under s. 49.147 (5) or in a transitional placement and in technical college  
8 education under s. 49.147 (5m), a monthly grant of \$608, ~~paid monthly by the~~  
9 ~~Wisconsin Works agency.~~ For every hour that the participant fails to participate in  
10 any required activity without good cause, including any activity under s. 49.147 (5)  
11 (b) 1. a. to d., the grant amount shall be reduced by \$5. Good cause shall be  
12 determined by the financial and employment planner in accordance with rules  
13 promulgated by the department. Good cause shall include required court  
14 appearances for a victim of domestic abuse.

15 ~~\*-0063/4.24\*~~SECTION 988. 49.148 (1) (d) of the statutes is repealed.

16 ~~\*-0850/7.1\*~~SECTION 989. 49.155 (1g) (c) of the statutes is amended to read:

17 49.155 (1g) (c) Child care licensing activities, ~~in the amount of at least~~  
18 ~~\$8,767,000 per fiscal year.~~

19 ~~\*-0090/4.1\*~~SECTION 990. 49.155 (1m) (a) 3r. of the statutes is created to read:

20 49.155 (1m) (a) 3r. Participate in the Transform Milwaukee Jobs program  
21 under s. 49.163.

22 ~~\*-0903/4.17\*~~SECTION 991. 49.155 (3) (c) of the statutes is repealed.

23 ~~\*-0903/4.18\*~~SECTION 992. 49.155 (3m) (a) of the statutes is amended to read:

24 49.155 (3m) (a) The department shall issue benefits directly to individuals who  
25 are eligible for subsidies under this section or pay or reimburse child care providers

1 ~~or shall distribute funds to county departments under s. 46.215, 46.22 or 46.23,~~  
2 county departments or agencies, or tribal governing bodies for child care services  
3 provided under this section and. The department may also contract with and provide  
4 grants to private nonprofit agencies that provide child care for children of migrant  
5 workers. The department may pay or reimburse a Wisconsin ~~works~~ Works agency  
6 for child care that the Wisconsin ~~works~~ Works agency provides to the children of  
7 Wisconsin ~~works~~ Works participants and applicants or that the Wisconsin Works  
8 agency arranges to meet immediate, short-term child care needs of participants  
9 prior to authorization of a subsidy under sub. (1m).

10 \*~~0903/4.19~~\***SECTION 993.** 49.155 (3m) (c) of the statutes is repealed.

11 \*~~1124/4.2~~\***SECTION 994.** 49.155 (4) (c) of the statutes is created to read:

12 49.155 (4) (c) 1. Notwithstanding par. (a) and subject to subd. 2., an eligible  
13 individual may receive a child care subsidy under this section for child care that is  
14 provided by an out-of-state provider of child care. Notwithstanding sub. (6),  
15 payments for child care services provided by an out-of-state provider under this  
16 subdivision shall be based on the maximum rate applicable in the county in which  
17 the eligible individual resides or on the out-of-state provider's actual rate,  
18 whichever is lower.

19 2. As a condition of payment under this section for child care services provided  
20 to a child of an individual who is eligible for a subsidy under this section, an  
21 out-of-state provider is subject to, and shall comply with, the provisions of this  
22 section, and rules promulgated under this section, that apply to a child care provider,  
23 as determined by the department.

24 \*~~0903/4.20~~\***SECTION 995.** 49.155 (5) of the statutes is renumbered 49.155 (5)

25 (a) and amended to read:

1           49.155 (5) (a) An individual receiving a subsidy under this section is liable for  
2 the ~~percentage of difference, if any, between the cost of the child care specified by the~~  
3 ~~department in a printed copayment schedule.~~ An provided by the child care provider  
4 or providers selected by the individual and the subsidy amount. The department  
5 shall specify minimum or estimated copayment amounts based on family size,  
6 income level, and other factors, a schedule of which will be available in electronic  
7 form on the department's Internet site and in paper form.

8           (b) An individual who is under the age of 20 and is attending high school or  
9 participating in a course of study meeting the standards established under s. 115.29  
10 (4) for the granting of a declaration of equivalency to high school graduation may not  
11 be determined liable for more than the minimum copayment amount for the type of  
12 child care received and the number of children receiving child care.

13           \*~~0903/4.21~~\*SECTION 996. 49.155 (6) (a) of the statutes is amended to read:

14           49.155 (6) (a) ~~Subject to review and approval by the~~ The department, ~~each~~  
15 county shall establish the maximum reimbursement rate payment rates for licensed  
16 child care services provided under this section. ~~A county~~ The department shall set  
17 the ~~rate rates~~ so that at least 75% of the number of places for children within the  
18 licensed capacity of all child care providers ~~in that county~~ can be purchased ~~at or~~  
19 ~~below that maximum rate~~ by eligible individuals under this section.

20           \*~~0903/4.22~~\*SECTION 997. 49.155 (6) (b) of the statutes is amended to read:

21           49.155 (6) (b) ~~Subject to review and approval by the~~ The department, ~~each~~  
22 county shall set ~~a~~ maximum reimbursement rate payment rates for Level I certified  
23 family child care providers for services provided to eligible individuals under this  
24 section. The maximum ~~rate rates~~ set under this paragraph may not exceed 75% of  
25 the ~~rate rates~~ established under par. (a).

1           \*~~0903/4.23~~\*SECTION 998. 49.155 (6) (c) of the statutes is amended to read:

2           49.155 (6) (c) ~~Subject to review and approval by the~~ The department, ~~each~~  
3           ~~county~~ shall set ~~a maximum reimbursement rate~~ payment rates for Level II certified  
4           family child care providers for services provided to eligible individuals under this  
5           section. The maximum ~~rate~~ rates set under this paragraph may not exceed 50% of  
6           the ~~rate~~ rates established under par. (a).

7           \*~~0903/4.24~~\*SECTION 999. 49.155 (6) (cm) of the statutes is amended to read:

8           49.155 (6) (cm) The department shall modify child care provider  
9           reimbursement payment rates established under pars. (a) to (c) so that  
10          reimbursement payment rates are lower for providers of after-school child care.

11          \*~~0903/4.25~~\*SECTION 1000. 49.155 (6) (d) of the statutes is amended to read:

12          49.155 (6) (d) The department may promulgate rules to establish a system of  
13          rates or a program of grants ~~that the department will pay to~~ for child care providers  
14          that meet the higher quality of care standards established by rules promulgated  
15          under sub. (1d) (b). If a system of rates is established under this paragraph, the rates  
16          under that system shall be higher than the rates established under pars. (a) to (c).

17          \*~~0903/4.26~~\*SECTION 1001. 49.155 (6) (e) 2. of the statutes is amended to read:

18          49.155 (6) (e) 2. Except as provided in subd. 3., the department may not  
19          increase the maximum reimbursement payment rates for child care providers before  
20          June 30, 2013.

21          \*~~0903/4.27~~\*SECTION 1002. 49.155 (6) (e) 3. (intro.) of the statutes is amended  
22          to read:

23          49.155 (6) (e) 3. (intro.) ~~Beginning on July 1, 2012, the~~ The department may  
24          modify a child care provider's reimbursement payment rate under subd. 2. on the

1 basis of the provider's quality rating, as described in the quality rating plan, in the  
2 following manner:

3 **\*-0903/4.28\*SECTION 1003.** 49.155 (6) (e) 3. a. of the statutes is amended to  
4 read:

5 49.155 (6) (e) 3. a. For a child care provider who receives a 1–star rating, the  
6 department shall deny reimbursement payment.

7 **\*-0903/4.29\*SECTION 1004.** 49.155 (6) (e) 3. b. of the statutes is amended to  
8 read:

9 49.155 (6) (e) 3. b. For a child care provider who receives a 2–star rating, the  
10 department may reduce the maximum reimbursement payment rate by up to 5  
11 percent.

12 **\*-0903/4.30\*SECTION 1005.** 49.155 (6) (e) 3. c. of the statutes is amended to  
13 read:

14 49.155 (6) (e) 3. c. For a child care provider who receives a 3–star rating, the  
15 department may pay up to the maximum reimbursement payment rate.

16 **\*-0903/4.31\*SECTION 1006.** 49.155 (6) (e) 3. d. of the statutes is amended to  
17 read:

18 49.155 (6) (e) 3. d. For a child care provider who receives a 4–star rating, the  
19 department may increase the maximum reimbursement payment rate by up to 5  
20 percent.

21 **\*-0903/4.32\*SECTION 1007.** 49.155 (6) (e) 3. d. of the statutes, as affected by  
22 2013 Wisconsin Act ... (this act), is amended to read:

23 49.155 (6) (e) 3. d. For a child care provider who receives a 4–star rating, the  
24 department may increase the maximum payment rate by up to ~~5~~ 10 percent.

1           \*~~0903/4.33~~**SECTION 1008.** 49.155 (6) (e) 3. e. of the statutes is amended to  
2 read:

3           49.155 ~~(6)~~ (e) 3. e. For a child care provider who receives a 5–star rating, the  
4 department may increase the maximum reimbursement rate by up to 10 percent,  
5 except that beginning on January 1, 2013, the department may increase the  
6 maximum reimbursement payment rate for such a child care provider by up to 25  
7 percent.

8           \*~~0903/4.34~~**SECTION 1009.** 49.155 (6) (e) 5. of the statutes is amended to read:

9           49.155 ~~(6)~~ (e) 5. For purposes of modifying reimbursement payment rates  
10 under subd. 3., the department shall assign a child care provider that is accredited  
11 from the Council on Accreditation a 4–star rating or 5–star rating, whichever the  
12 department determines is appropriate.

13           \*~~0903/4.35~~**SECTION 1010.** 49.155 (6d) (a) 2. of the statutes is amended to  
14 read:

15           49.155 ~~(6d)~~ (a) 2. Notwithstanding Subject to sub. (5) (b), increase the  
16 copayment amount that an individual must pay toward the cost of child care received  
17 under this section.

18           \*~~0903/4.36~~**SECTION 1011.** 49.155 (6d) (a) 3. of the statutes is amended to  
19 read:

20           49.155 ~~(6d)~~ (a) 3. Notwithstanding sub. (6), adjust the amount of  
21 reimbursement paid payment to child care providers providing child care services  
22 under this section.

23           \*~~0903/4.37~~**SECTION 1012.** 49.155 (6g) (am) (intro.) of the statutes is amended  
24 to read:

1           49.155 (6g) (am) (intro.) If ~~reimbursement~~ payment to a child care provider is  
2 based on authorized hours of child care, the department shall do all of the following  
3 with respect to establishing and adjusting the number of authorized hours per child:

4           \*~~0903/4.38~~**SECTION 1013.** 49.155 (7) (title) of the statutes is amended to read:

5           49.155 (7) (title) ~~REFUSAL TO PAY~~ REFUSAL TO PAY OF PAYMENT TO CHILD CARE PROVIDERS.

6           \*~~0903/4.39~~**SECTION 1014.** 49.155 (7) (a) 1. of the statutes is amended to read:

7           49.155 (7) (a) 1. If a child care provider is convicted of a serious crime, as defined  
8 in s. 48.685 (1) (c) 3m., or if a caregiver specified in s. 48.685 (1) (ag) 1. a. or a nonclient  
9 resident, as defined in s. 48.685 (1) (bm), of the child care provider is convicted or  
10 adjudicated delinquent for committing a serious crime on or after his or her 12th  
11 birthday, the department or the county department under s. 46.215, 46.22, or 46.23  
12 shall refuse to ~~pay~~ allow payment to the child care provider for any child care  
13 provided under this section beginning on the date of the conviction or delinquency  
14 adjudication.

15           \*~~0903/4.40~~**SECTION 1015.** 49.155 (7) (b) (intro.) of the statutes is amended  
16 to read:

17           49.155 (7) (b) (intro.) The department or the county department under s.  
18 46.215, 46.22, or 46.23 may refuse to ~~pay~~ allow payment to a child care provider for  
19 child care provided under this section if any of the following applies to the child care  
20 provider or to a caregiver specified in s. 48.685 (1) (ag) 1. a. or nonclient resident, as  
21 defined in s. 48.685 (1) (bm), of the child care provider:

22           \*~~0903/4.41~~**SECTION 1016.** 49.159 (1) of the statutes is renumbered 49.159 (1)  
23 (a) (intro.) and amended to read:

24           49.159 (1) (a) (intro.) An individual who would be eligible under s. 49.145  
25 except that the individual is the noncustodial parent of a dependent child, is eligible

1 for services and benefits under this subsection ~~if the dependent child's custodial~~  
2 ~~parent is a participant and~~ par. (b) if the individual is subject to a child support order.  
3 ~~The Wisconsin works agency may provide job search assistance and case~~  
4 ~~management designed to enable eligible noncustodial parents to obtain and retain~~  
5 ~~employment.~~ and any of the following applies to the custodial parent of the  
6 dependent child:

7 \*~~0903/4.42~~\***SECTION 1017.** 49.159 (1) (a) 1. of the statutes is created to read:

8 49.159 (1) (a) 1. The custodial parent is receiving case management services  
9 under s. 49.147 (2) (am).

10 \*~~0903/4.43~~\***SECTION 1018.** 49.159 (1) (a) 2. of the statutes is created to read:

11 49.159 (1) (a) 2. The custodial parent is participating in a Wisconsin Works  
12 employment position.

13 \*~~0903/4.44~~\***SECTION 1019.** 49.159 (1) (a) 3. of the statutes is created to read:

14 49.159 (1) (a) 3. The custodial parent is receiving a grant under s. 49.148 (1m).

15 \*~~0903/4.45~~\***SECTION 1020.** 49.159 (1) (a) 4. of the statutes is created to read:

16 49.159 (1) (a) 4. The custodial parent is receiving a subsidy for child care for  
17 the dependent child under s. 49.155.

18 \*~~0903/4.46~~\***SECTION 1021.** 49.159 (1) (b) of the statutes is created to read:

19 49.159 (1) (b) A Wisconsin Works agency may provide to an individual who is  
20 eligible under par. (a) any of the following services or benefits:

21 1. Job search assistance and case management designed to enable the  
22 individual to obtain and retain employment.

23 2. Placement in one job under s. 49.147 (3).

24 3. A stipend in an amount determined by the Wisconsin Works agency for not  
25 more than 4 months. A stipend under this subdivision terminates if the individual

**SECTION 1021**

1 is placed in a job under s. 49.147 (3) or obtains unsubsidized employment, as defined  
2 in s. 49.147 (1).

3 **\*-0063/4.25\*SECTION 1022.** 49.161 (1) (title) of the statutes is amended to read:  
4 49.161 (1) (title) TRIAL EMPLOYMENT MATCH PROGRAM JOBS OVERPAYMENTS.

5 **\*-0090/4.2\*SECTION 1023.** 49.163 of the statutes is created to read:

6 **49.163 Transform Milwaukee Jobs program. (1) DEFINITIONS.** In this  
7 section:

8 (a) “Wisconsin Works” has the meaning given in s. 49.141 (1) (p).

9 (b) “Wisconsin Works employment position” has the meaning given in s. 49.141  
10 (1) (r).

11 **(2) ELIGIBILITY FOR PROGRAM.** (a) The department shall establish a Transform  
12 Milwaukee Jobs program in Milwaukee County. To be eligible to participate in the  
13 program, an individual must satisfy all of the following criteria:

14 1. Be at least 18 years of age.

15 2. If over 24 years of age, be a biological or adoptive parent of a child under 18  
16 years of age whose parental rights to the child have not been terminated or be a  
17 relative and primary caregiver of a child under 18 years of age.

18 3. Have an annual household income that is below 150 percent of the poverty  
19 line.

20 4. Be unemployed for at least 4 weeks.

21 5. Be ineligible to receive unemployment insurance benefits.

22 6. Not be participating in a Wisconsin Works employment position.

23 (b) For purposes of par. (a) 3., the household income of an individual  
24 transitioning from foster care to independent living shall be based on the individual’s