



State of Wisconsin  
2019 - 2020 LEGISLATURE

LRB-0700/P1  
EHS:cdc&ahe

DOA:.....Bork, BB0054 - Appropriation for subsidized guardianships,  
interim caretakers, and successor guardians

**FOR 2019-2021 BUDGET -- NOT READY FOR INTRODUCTION**

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

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*Analysis by the Legislative Reference Bureau*

**HEALTH AND HUMAN SERVICES**

**CHILDREN**

**1. Subsidized guardianship payments**

Under current law, in a county having a population of 750,000 or more, and in other counties under certain circumstances, DCF must provide monthly subsidized guardianship payments to the guardian of a child who has been adjudged to be in need of protection or services, and to an interim caretaker or successor guardian upon the death or incapacity of the guardian. This bill changes the appropriations from which DCF must make monthly subsidized guardianships payments.

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

**SECTION 1.** 20.437 (1) (cx) of the statutes is amended to read:

20.437 (1) (cx) *Child welfare services; aids.* The amounts in the schedule for providing services to children and families under s. 48.48 (17) in a county having a

population of 750,000 or more, for the cost of subsidized guardianship payments under s. 48.623 (1) or (6), and, to the extent that a demonstration project authorized under [42 USC 1320a-9](#) reduces the cost of providing out-of-home care for children in that county, for services for children and families under s. 48.563 (4) in other counties having a population of less than 750,000.

**SECTION 2.** 20.437 (1) (dd) of the statutes is amended to read:

20.437 (1) (dd) *State out-of-home care, guardianship, and adoption services.*

The amounts in the schedule for foster care, institutional child care, and subsidized adoptions under ss. 48.48 (12) and 48.52, for the cost of care for children under s. 49.19 (10) (d), ~~for the cost of subsidized guardianship payments under s. 48.623 (1) or (6)~~, for the cost of placements of children 18 years of age or over in residential care centers for children and youth under voluntary agreements under s. 48.366 (3) or under orders that terminate as provided in s. 48.355 (4) (b) 4., 48.357 (6) (a) 4., or 48.365 (5) (b) 4., for the cost of the foster care monitoring system, for the cost of services to children with special needs who are under the guardianship of the department to prepare those children for adoption, and for the cost of postadoption services to children with special needs.

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

**SECTION 3.** 20.437 (1) (mx) of the statutes is amended to read:

20.437 (1) (mx) *Federal aid; Milwaukee child welfare services aids.* All federal moneys received for providing services to children and families under s. 48.48 (17), to carry out the purposes for which received and for the cost of subsidized guardianship payments under s. 48.623 (1) or (6).

**SECTION 4.** 20.437 (1) (pd) of the statutes is amended to read:

20.437 (1) (pd) *Federal aid; state out-of-home care, ~~guardianship, and adoption services.~~* All federal moneys received for meeting the costs of providing foster care, institutional child care, and subsidized adoptions under ss. 48.48 (12) and 48.52, the cost of care for children under s. 49.19 (10) (d), ~~the cost of subsidized guardianship payments under s. 48.623 (1) or (6),~~ the cost of placements of children 18 years of age or over in residential care centers for children and youth under voluntary agreements under s. 48.366 (3) or under orders that terminate as provided in s. 48.355 (4) (b) 4., 48.357 (6) (a) 4., or 48.365 (5) (b) 4., the cost of services to children with special needs who are under the guardianship of the department to prepare those children for adoption, and the cost of postadoption services to children with special needs. Disbursements for foster care under s. 49.32 (2) and for the purposes described under s. 48.627 may be made from this appropriation.

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

**SECTION 5.** 48.623 (3) (a) of the statutes is amended to read:

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

(END)