

CR 85-191

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CERTIFICATE

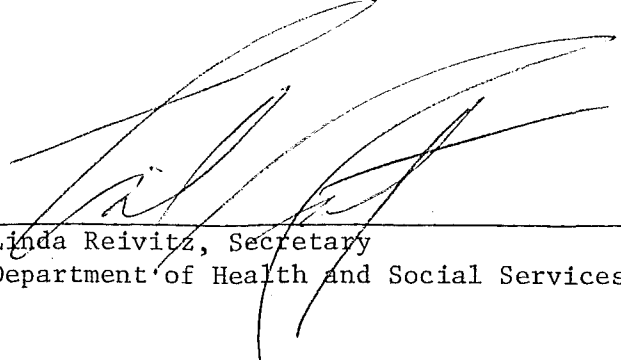
STATE OF WISCONSIN)
) SS
DEPARTMENT OF HEALTH AND SOCIAL SERVICES)

TO ALL TO WHOM THESE PRESENTS SHALL COME, GREETINGS:

I, Linda Reivitz, Secretary of the Department of Health and Social Services and custodian of the official records of said Department, do hereby certify that the annexed repeal of rules relating to liability insurance coverage for certified family day care and in-home day care providers was duly approved and adopted by this Department on March 17, 1986.

I further certify that this copy has been compared by me with the original on file in this Department and that the same is a true copy thereof, and of the whole of such original.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the official seal of the Department at the State Office Building, 1 W. Wilson Street, in the city of Madison, this 17th day of March, 1986.



SEAL:

Linda Reivitz, Secretary
Department of Health and Social Services

ORDER OF THE
DEPARTMENT OF HEALTH AND SOCIAL SERVICES
REPEALING RULES

To repeal HSS 55.61 (1)(d), relating to liability insurance coverage for certified family day care and in-home day care providers.

Analysis Prepared by the Department of Health and Social Services

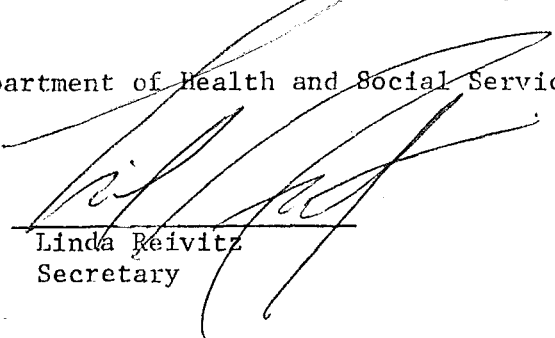
Section HSS 55.61 (1)(d) currently requires certified family day care providers and in-home day care providers to have general liability insurance coverage and to have vehicle liability insurance coverage in amounts which exceed the minimum amounts required by statute. This rule went into effect September 1, 1985, and was never a requirement for certification of day care providers before that date. As counties have planned for implementation of the rule, it has become clear that recent increases in rates for liability insurance have been so great as to make the purchase of this insurance by many day care providers prohibitive and therefore the implementation of this rule highly inadvisable. Requiring liability coverage imposes a severe financial hardship on certified family day care and in-home day care providers, with a resulting serious reduction in the supply of day care available to low-income parents and parents with crisis or respite needs. Many counties estimate that well over half of their certified providers will drop out of the certification system if they are required to purchase liability insurance or extra liability insurance at current rates. Unless the rule is immediately repealed, the following negative consequences of its implementation can be expected: an increase in the number of children without proper day care arrangements, the disruption of children due to movement into different and often more expensive day care arrangements, a reduction in the number of parents seeking self-sufficiency due to the difficulty of securing child care, and a reduction in the availability of day care resources for parents with crisis or respite needs. The repeal of this rule is necessary to avoid a severe reduction in the number of certified day care providers and a resulting hardship to parents needing those resources.

Pursuant to the authority vested in the Department of Health and Social Services by s. 46.03 (21), Stats., the Department hereby repeals rules interpreting s. 48.651, Stats., as follows:

SECTION I. HSS 55.61 (1)(d) is repealed.

The repeal contained in this order shall take effect on the first day of the month following publication in the Wisconsin Administrative Register, as provided in s.227.026(1), Stats.

Department of Health and Social Services

By: 
Linda Reivitz
Secretary

Dated: March 17, 1986

SEAL:



State of Wisconsin

DEPARTMENT OF HEALTH AND SOCIAL SERVICES

1 West Wilson Street, Madison, Wisconsin 53702

Anthony S. Earl
Governor

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Linda Reivitz
Secretary

March 17, 1986

MAR 17 1986

Mailing Address:
Post Office Box 7850
Madison, WI 53707

Revisor of Statutes
Bureau

Mr. Orlan Prestegard
Revisor of Statutes
9th Floor - 30 on the Square
Madison, Wisconsin 53702

Dear Mr. Prestegard:

As provided in s. 227.023, Stats., there is hereby submitted a certified copy of HSS 55.61(1)(d), the repeal of administrative rules relating to liability insurance coverage for certified family day care and in-home day care providers.

This repeal of rules is also being submitted to the Secretary of State as required by s. 227.023, Stats.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Linda Reivitz', written over a large, light-colored scribble or background mark.

Linda Reivitz
SECRETARY

Enclosure