

1991 Senate Bill 573

Date of enactment: June 12, 1992  
Date of publication: June 26, 1992

# 1991 Wisconsin Act 322

(Vetoed in Part)

AN ACT to renumber 49.02 (9) and 49.124; to renumber and amend 46.253 (2) and 49.002; to amend 20.024 (1)(a), 38.28 (1m) (a) 1, 39.45 (6), 46.253 (7), 49.037 (7), 49.037 (8) (f), 49.06 (1) (f), 49.124 (1)(a), 49.19 (4) (dm) (intro.), 49.53 (1m), 118.019 (2) (intro.), 118.019 (6) (b) and 301.18 (5); to repeal and recreate 46.258 (2); and to create 20.235 (1) (c), 20.435 (4) (dg), 20.435 (4) (eg), 20.566 (3) (b), 20.924 (1)(m), 20.924 (1)(n), 39.45 (3m), 39.45 (8), 46.253 (2) (b), 46.32, 46.78, 49.002 (2), 49.02 (2r), 49.02 (5) (g), 49.02 (9) (b), 49.02 (12), 49.058, 49.06 (1m), 49.06 (3), 49.083, 49.12 (4m), 49.124 (2), 49.19 (4) (by), 49.19 (5) (ce), 49.19 (1)(s), 49.53 (4), 49.58, 73.03 (4)(b) and 118.019 (2)(m) of the statutes, relating to: permitting general relief agencies to recover overpayments of general relief; retroactive reimbursement from other programs or resources for general relief benefits; increasing the amount of income earned by recipients of general relief that is exempt for work expenses; preauthorization of medical treatment for recipients of general relief; the spend-down of income for medical treatment by recipients of general relief; directing the state superintendent of public instruction to study ~~franchise~~; an allocation formula for county child support collection incentive payments; the community work experience program for absent parents; declaring general relief as the payer of last resort; causing or advising a dependent person to go to a municipality to obtain public assistance; ~~state prison projects in the authorized~~ ~~state building program~~; the form of payment of certain aid to families with dependent children benefits; the manner of determining the benefit amount for aid to families with dependent children; eligibility for aid to families with dependent children for families with unemployed parents; providing information about general relief recipients with outstanding warrants; asset limitations for aid to families with dependent children and general relief; requesting Milwaukee county to submit a report detailing a plan to improve health care accessibility and physician reimbursement at essential access city hospitals and federally qualified community health centers; correctional officer overtime compensation; the required general fund balance; school district human growth and development programs; funding for the independent student grant program; payment of costs for recipients of aid to families with dependent children to attend Milwaukee area technical college; ~~expenditure of certain federal welfare funds~~; establishing a work opportunities pilot program for persons who are eligible for general relief; ineligibility for general relief medical care benefits because of divestment; petitioning for review of an adverse action relating to eligibility for general relief and the qualifications of individuals acting as general relief hearing decision makers; providing information about the food stamp program; reporting of income and household circumstances by recipients of food stamp program benefits; a toll-free telephone hotline for the purpose of answering questions about the earned income tax credit; providing penalties; and making appropriations.

Vetoed in Part

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Vetoed in Part

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

SECTION 1. 20.005 (3) (schedule) of the statutes: at the appropriate place, insert the following amounts for the purposes indicated:

	1991-92	1992-93
<b>20.435 Health and social services,</b>		
<b>department of</b>		
<b>(4) ECONOMIC SUPPORT</b>		
<del>(dg) Food stamp outreach</del>	<del>600,000</del>	<del>80,000</del>

Vetoed in Part

(eg) Work opportunities pilot program

GPR A -0- 40,000

~~20.566 Revenue, department of~~

**Vetoed in Part**

~~(3) ADMINISTRATIVE SERVICES AND SPACE RENTAL~~

~~(b) Earned income tax credit telephone hotline~~

GPR A -0- 20,000

**Vetoed in Part**

~~SECTION 2. 20.235 (1) (a) of the statutes is created to read:~~

~~20.235 (1) (a) *Federal aid, independent student grants.* All moneys received from the federal government that are transferred to this appropriation from the appropriation under s. 20.435 (4) (na) for the independent student grant program under s. 39.45. No funds may be encumbered from the appropriation under this paragraph after June 30, 1994.~~

**Vetoed in Part**

~~SECTION 3. 20.435 (4) (dg) of the statutes is created to read:~~

~~20.435 (4) (dg) *Food stamp outreach.* The amounts in the schedule for food stamp outreach grants under s. 46.78. No funds may be encumbered from the appropriation under this paragraph after June 30, 1995.~~

~~SECTION 4. 20.435 (4) (eg) of the statutes is created to read:~~

~~20.435 (4) (eg) *Work opportunities pilot program.* The amounts in the schedule to fund the work opportunities pilot program under s. 49.058. No moneys may be encumbered from the appropriation under this paragraph after December 31, 1994.~~

**Vetoed in Part**

~~SECTION 5. 20.566 (3) (b) of the statutes is created to read:~~

~~20.566 (3) (b) *Earned income tax credit telephone hotline.* The amounts in the schedule for the purpose of contracting with another person to operate a toll-free telephone hotline to answer questions about the earned income tax credit under s. 73.03 (48) and the federal earned income tax credit under section 32 of the internal revenue code. No funds may be encumbered from the appropriation under this paragraph after June 30, 1995.~~

**Vetoed in Part**

~~SECTION 6. 20.924 (1) (d) of the statutes is amended to read:~~

~~20.924 (1) (d) Shall exercise considered judgment in supervising the implementation of the state building program, and may authorize limited changes in the project program, and in the project budget if the commission determines that unanticipated program conditions or bidding conditions require the change to effectively and economically construct the project. However, total state funds for major projects under the authorized state building program for each agency shall not be exceeded and the commission shall comply with pars. (h) and (j).~~

~~SECTION 7. 20.924 (1) (i) of the statutes is created to read:~~

~~20.924 (1) (i) Beginning with the 1993-95 authorized state building program, shall not authorize construction or purchase of any building structure or facility enumerated in the authorized state building program involving a new state prison unless ch. 301 specifies the county in which the prison will be located.~~

**Vetoed in Part**

~~SECTION 8. 20.924 (1) (j) of the statutes is created to read:~~

~~20.924 (1) (j) Beginning with the 1993-95 authorized state building program, shall not authorize any project enumerated in the authorized state building program involving construction, repair, remodeling or improvement at an existing state prison that results in 50 or more additional beds unless s. 301.18 of the enumeration in the building program specifies the state prison at which the construction, repair, remodeling or improvement will occur.~~

~~SECTION 9. 38.28 (1m) (a) 1 of the statutes, as affected by 1991 Wisconsin Act 39, is amended to read:~~

~~38.28 (1m) (a) 1. "District aidable cost" means the annual cost of operating a vocational, technical and adult education district, including debt service charges for district bonds and promissory notes for building programs or capital equipment, but excluding all expenditures relating to auxiliary enterprises and community service programs, all expenditures funded by or reimbursed with federal revenues, all receipts under sub. (6), all receipts under s. 38.12 (9), all receipts under s. 38.14 (3) and (9), all receipts under s. 46.32, all receipts under s. 118.15 (2) (a), all receipts under s. 118.37, all receipts under s. 146.55 (5), all receipts from grants awarded under ss. 38.04 (8), 38.14 (11), 38.26, 38.27 and 38.38, all fees collected under s. 38.24 and driver education and chauffeur training aids.~~

**Vetoed in Part**

~~SECTION 10. 39.45 (3m) of the statutes is created to read:~~

~~39.45 (3m) Beginning in the 1992-93 academic year, the board shall distribute funds for grants under this section for an academic year to students enrolled at an institution of higher education on the basis of the number of recipients of aid to families with dependent children under s. 49.19 enrolled in the preceding academic year at that institution of higher education in proportion to the number of recipients of aid to families with dependent children under s. 49.19 enrolled in the preceding academic year at all institutions of higher education with a student being awarded a grant for the academic year. This requirement may be waived as necessary to award grants for~~

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any academic year to resident students awarded a grant under this section in the preceding academic year.

SECTION 11. 39.45 (6) of the statutes is amended to read:

39.45 (6) From the appropriation appropriations under s. 20.235 (1) (f) and (g), the board shall use available funds to make grant awards under this section, but no award may be made before March 1 for the fall semester or session of the upcoming academic year.

SECTION 12. 39.45 (8) of the statutes is created to read:

39.45 (8) (a) In this subsection, "federal welfare reform waiver savings" means federal funds identified by the federal department of health and human services as being available for expenditure because of savings to the federal government resulting from this state's welfare reform projects.

(b) Before July 1, 1992, the department of health and social services shall seek the approval of the federal department of health and human services to use \$200,000 of federal welfare reform waiver savings for grants under this section. If the federal department of health and human services grants that approval, the secretary of administration shall transfer \$200,000 from the appropriation under s. 20.435 (4) (na) to the appropriation under s. 20.235 (1) (o) for grants under this section.

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SECTION 13. 46.253 (2) of the statutes, as affected by 1991 Wisconsin Act 39, is renumbered 46.253 (2) (a) and amended to read:

46.253 (2) (a) The Subject to par. (b), the department may contract with any county to establish a community work experience program for parents who are not custodial parents and who fail to pay child support.

(c) The department shall fund the program from the appropriation under s. 20.435 (4) (df).

SECTION 14. 46.253 (2) (b) of the statutes is created to read:

46.253 (2) (b) The department may contract with not more than 2 counties to establish a community work experience program for parents who are not custodial parents and who fail to pay child support if the counties agree to pay 50% of the cost of the program.

SECTION 15. 46.253 (7) of the statutes is amended to read:

46.253 (7) The department shall pay a county \$200 for each person who participates in the program under this section in that county, except that the department shall pay 50% of the cost of the program in a county if the county contracts with the department under sub. (2) (b). The county shall pay any additional costs of the program.

SECTION 16. 46.258 (2) of the statutes, as affected by 1991 Wisconsin Act 39, is repealed and recreated to read:

46.258 (2) (a) From the appropriation under s. 20.435 (4) (g), the department shall provide state incentive payments, in a total amount of not less than \$259,000 in fiscal year 1992-93, to counties that meet the child support collection and child support administrative efficiency criteria, according to an allocation formula determined by the department that does all of the following:

1. Provides an incentive for a county to increase its child support collections for persons whose children receive benefits under s. 49.19 as well as for persons whose children do not receive benefits under s. 49.19.
2. Provides an incentive for a county to increase its paternity establishments.
3. Provides for state incentive payments to a county in an amount such that the total of state and federal incentive payments to the county is not more than 5% more than the costs of the county's child support program under s. 46.25.

(b) A county that receives a state incentive payment under par. (a) may use the funds only to pay the costs of its child support program under s. 46.25.

SECTION 17. 46.32 of the statutes is created to read:

**46.32 Payment of technical college costs for recipients of aid to families with dependent children.** (1) In this section:

(a) "Federal welfare reform waiver savings" means federal funds identified by the federal department of health and human services as being available for expenditure because of savings to the federal government resulting from this state's welfare reform projects.

(b) "School year" has the meaning given in s. 38.01 (9).

(2) Beginning in the 1993-94 school year, the department shall pay federal welfare reform waiver savings to Milwaukee area technical college to fund 50% of the tuition, materials fees and day care costs of students admitted to the college who are receiving aid to families with dependent children under s. 49.19 if all of the following conditions are satisfied:

(a) The federal department of health and human services approves that use of federal welfare reform waiver savings.

(b) Funds are obtained from private sources to pay the other 50% of the costs.

(2m) The department shall terminate the payments under sub. (2) when it has made payments totaling \$375,000.

(3) If federal welfare reform waiver savings are paid under sub. (2), Milwaukee area technical college, in consultation with the department, shall evaluate the program under sub. (2) and shall submit a report specifying its conclusions and recommendations to the legislature under s. 13.172 (2) no later than September 1, 1995.

SECTION 18. 46.78 of the statutes is created to read:

Vetoed  
in Part

Vetoed  
in Part

~~46.73 Food stamp outreach. (1) In this section, 'food stamp program' means the federal food stamp program under 7 USC 2011 to 2029.~~

~~(2) From the appropriations under s. 20.435 (4) (dg) and (nl), the department shall allocate funds to a nonprofit organization for a project that qualifies for reimbursement under 7 USC 2025 (a) 4 to inform individuals in the Milwaukee area who have low incomes about the availability, eligibility requirements, application procedures and benefits of the food stamp program.~~

~~(3) The department shall evaluate the project funded under this section and shall submit a report of its findings to the chief clerk of each house of the legislature for distribution under s. 13.172 (2) on or before January 1, 1995.~~

~~(4) This section does not apply after June 30, 1995.~~

SECTION 19. 49.002 of the statutes, as affected by 1991 Wisconsin Act 39, is renumbered 49.002 (1) and amended to read:

49.002 (1) It is declared to be legislative policy that all recipients of general relief shall have maximum exposure to job training and job opportunities through the Wisconsin state employment service as well as other government agencies. Applicants and recipients of general relief shall comply with the established work-seeking rules of the general relief agency. Recipients of general relief shall also comply with the established work relief rules of the general relief agency. If a recipient of general relief refuses a bona fide offer of employment or training without good cause, or accepts a bona fide offer and subsequently performs inadequately through wilful neglect, or fails to comply with the work-seeking or work relief rules of the general relief agency, the general relief agency may discontinue general relief payments to the recipient for a period not to exceed 30 days for a first refusal, inadequate performance or failure to comply and for a period not to exceed 60 days for a 2nd or subsequent refusal, inadequate performance or failure to comply. The department shall promulgate rules to establish standards for determinations of benefit discontinuances under this ~~section~~ subsection that exceed 30 days. Any Wisconsin taxpayer shall have standing in the circuit court for the purpose of obtaining an injunction to enforce this ~~section~~ subsection.

SECTION 20. 49.002 (2) of the statutes is created to read:

49.002 (2) It is the declared legislative policy that general relief is the payer of last resort in all cases, except those cases involving crime victim awards under s. 949.06, where a dispute may arise over payment for costs associated with maintaining the health and welfare of recipients of general relief, including disputes concerning health care costs with private or public payees of health care costs, other governmental welfare programs, rehabilitation programs and programs requiring institutionalization or long-term

medical and psychiatric treatment. Where disputes arise, the general relief agency shall initially pay the costs for persons eligible for general relief and seek reimbursement from the appropriate payer.

Vetoed  
in Part

SECTION 21. 49.02 (2r) of the statutes is created to read:

49.02 (2r) A general relief agency may require the person who is receiving general relief to authorize any program or resource for which he or she is determined to be eligible to reimburse the general relief agency for general relief benefits paid to the person if the program or resource permits retroactive reimbursement for the period that general relief benefits were paid.

SECTION 22. 49.02 (5) (g) of the statutes is created to read:

49.02 (5) (g) A general relief agency may preauthorize general relief medical treatment for a period not to exceed 3 months in cases where repeated medical treatment for the same illness is required and general relief eligibility is continuous during the 3-month period.

SECTION 23. 49.02 (9) of the statutes is renumbered 49.02 (9) (a).

SECTION 24. 49.02 (9) (b) of the statutes is created to read:

49.02 (9) (b) A general relief agency may provide medical treatment to a person if the person expends his or her income in excess of the general relief eligibility level for his or her family on personal medical care or if the person incurs costs for that medical care in an amount that exceeds the income that is in excess of the general relief eligibility level. Prior to implementing a medical spend-down program under this paragraph, the general relief agency shall submit a written plan to the department for approval. The department shall develop and provide a preprinted plan for general relief agencies to complete and submit to the department under this paragraph.

Vetoed  
in Part

SECTION 25. 49.02 (12) of the statutes is created to read:

49.02 (12) (a) A law enforcement officer may review information provided under s. 49.53 (4) to determine whether an outstanding ~~felony~~ warrant has been issued for the arrest of a recipient of general relief.

Vetoed  
in Part

(b) If a law enforcement officer believes, on reasonable grounds, that an outstanding ~~felony~~ warrant has been issued for the arrest of a general relief recipient, the law enforcement officer may request that a law enforcement officer be notified when the recipient appears to obtain his or her check.

Vetoed  
in Part

(c) At the request of a law enforcement officer under par. (b), a county employe who disburses general relief checks may notify a law enforcement officer when the recipient appears to obtain a general relief check.

SECTION 26. 49.037 (7) of the statutes is amended to read:

49.037 (7) An individual whose application for general relief is not acted upon within the period required under sub. (3) or who is denied general relief in whole or in part, or whose general relief is terminated, suspended or reduced, may petition in writing, within 30 days after the action, the general relief agency for a review of the action. The general relief agency shall provide a hearing petition form to an individual who requests a review. Upon receipt of the petition, the general relief agency shall hold a hearing at a date and place convenient to the petitioner. Unless the petitioner requests a deferral of the hearing, the general relief agency shall hold the hearing within 10 working days after receipt of the petition.

SECTION 27. 49.037 (8) (f) of the statutes is amended to read:

49.037 (8) (f) Furnish an impartial decision maker who is familiar with the general relief program and who may not communicate outside a hearing with either party concerning a hearing.

SECTION 28. 49.058 of the statutes is created to read:

**49.058 Work opportunities pilot program.** (1) In this section, "employable person" means a person who does not meet any of the following conditions:

- (a) Is under 18 years of age.
- (b) Is over 60 years of age.
- (c) Has medical or other appropriate documentation, such as a statement from a vocational counselor or mental health professional, that he or she is unable to work due to a physical or mental illness or disability, including problems related to substance abuse.
- (d) Is unable to perform employment, as determined by the general relief agency.
- (e) Is needed in the home to provide child care for his or her child.

(2) A person shall renew documentation under sub. (1) (c) upon request of the general relief agency.

(3) The department may select up to 3 counties that volunteer to participate in a pilot program under which they will establish and administer a work opportunities pilot program for persons who are eligible to receive a grant of general relief under s. 49.02. The department may make grants to counties participating in the work opportunities pilot program from the appropriation under s. 20.435 (4) (eg). The work opportunities pilot program shall consist of the following components:

- (a) Guaranteed work for employable persons.
- (b) Counseling, referral, rehabilitation and training services for the long-term self-sufficiency of persons ~~who are not employable persons.~~

Vetoed in Part

(4) The pilot programs shall begin in each county on January 1, 1993. The counties that agree to participate in the work opportunities pilot program shall provide employment to every employable person who is eligible to receive general relief benefits under s. 49.032 (1) instead of providing that person a grant. The employment shall be for a number of hours each

month that is determined by dividing the general relief benefit that the person is eligible to receive under s. 49.032 (1) by the state minimum wage. Any employable person who refuses to accept offered employment is not eligible to receive benefits under s. 49.02 or 49.032 (1) from the county during the month of refusal. An employable person may work less than the number of hours available from the county, but he or she will receive payment, based on the state minimum wage, only for those hours worked during the month. An otherwise eligible employable person who works less than the number of hours available from the county shall continue to be eligible for medical care under s. 49.02. A person who is employed in the work opportunities pilot program may earn up to \$100 a month from other employment without affecting his or her wages under the work opportunities pilot program. A person otherwise eligible for general relief who is not an employable person is eligible for medical care under s. 49.02 and for a benefit payment under s. 49.032 (1).

(5) A county participating in this pilot program may grant an advance on the first month's salary to an employable person to help the person meet his or her basic needs. Payments made other than for an advance payment shall be paid upon completion of the payment period for the work. The county may permit an employable person to receive general relief benefits under s. 49.032 (1) without participating in the work opportunities pilot program for a period of up to 3 months if the person is enrolled in an education or training program approved by the county. The county may extend this 3-month period in cases of documented need. Following the education or training period, the employable person shall work in the work opportunities pilot program, but he or she may continue in an approved education or training program.

(6) A county that participates in this pilot program is eligible for reimbursement under s. 49.035 (1) for the amount of wages paid to persons who are employed in the work opportunities pilot program and reimbursement under s. 49.035 (2) for medical care provided to those persons. In addition to reimbursement under s. 49.035, the department shall provide the following ~~payments to the counties participating in the work opportunities pilot program.~~

Vetoed in Part

~~(a) For each employable person who is placed in employment other than a work opportunities pilot program position and who remains employed outside the work opportunities pilot program for 3 consecutive months, \$100.~~

~~(b) For each employable person who is placed in employment other than a work opportunities pilot program position and who remains employed outside the work opportunities pilot program for 3 consecutive months, and if that person has been unemployed for 4 years or longer and does not have a high school diploma, a high school equivalency diploma or a high school graduation equivalency, \$250.~~

Vetoed in Part

Vetoed  
in Part

(c) For each employable person who was trained in a vocational skill as part of the work opportunities pilot program and who is placed in employment other than a work opportunities pilot program position and who remains employed outside the work opportunities pilot program for 6 consecutive months, \$400.

(d) For each person who was not an employable person at the time that he or she entered the work opportunities pilot program and who is placed in employment other than a work opportunities pilot program position and who remains employed outside the work opportunities pilot program for 3 consecutive months, \$250.

(e) For counseling, referral, rehabilitation and training services provided to persons who are not employable persons, 41% of the county costs of providing those services in fiscal year 1992-93, 45% of the county costs in fiscal year 1993-94 and 50% of the county costs thereafter.

(7) The county shall assure that placement of persons in work opportunities pilot program positions will not result in any of the following:

(a) Displacement of any currently employed worker or position, including partial displacement such as a reduction in hours of nonovertime work, wages or employment benefits.

(b) Impairment of existing contracts for services or collective bargaining agreements.

(c) Employment or assignment of a participant in a work opportunities pilot program position when any other person is on layoff from the same or a substantially equivalent job within the same organizational unit, or when an employer has terminated any regular employe or otherwise reduced its workforce, in a manner in which the placement of the participant in the position fills a vacancy.

(d) Infringement of any promotional opportunities of any currently employed individual.

(e) The filling of any established, unfilled position vacancy with a participant in the work opportunities pilot program.

(8) This section does not apply after December 31, 1994.

SECTION 29. 49.06 (1) (f) of the statutes is amended to read:

49.06 (1) (f) Expenses constituting up to 18% 20% of gross earned income or \$40 \$100 per month, whichever is lower, reasonably related to the performance of work, except work performed on a work relief project under s. 49.05.

SECTION 30. 49.06 (1m) of the statutes is created to read:

49.06 (1m) Notwithstanding sub. (1) (b), if the waiver under s. 49.19 (4) (by) is in effect, vehicles with a total equity value of not more than \$2,500 are not property for purposes of determining status as an eligible dependent person or the amount of general relief benefit due.

SECTION 31. 49.06 (3) of the statutes is created to read:

49.06 (3) A general relief agency may adopt written criteria to deny eligibility for general relief medical benefits to a person who, in contemplation of becoming eligible to receive general relief benefits, disposes of his or her assets for significantly less than full value during the 90 days immediately before the person applies for general relief medical benefits.

SECTION 32. 49.083 of the statutes is created to read:

**49.083 Recovery of general relief overpayments.**

The general relief agency may recover an overpayment of general relief paid to a recipient from the general relief payment currently provided to that recipient. The amount of general relief that may be recovered may not exceed 7% of the general relief payment made to the recipient. The general relief agency shall establish written criteria for the recovery of overpayments of general relief under this section.

SECTION 33. 49.12 (4m) of the statutes is created to read:

49.12 (4m) Any person who does all of the following shall be fined not more than \$500 or imprisoned for not more than 30 days or both:

(a) Without legal authority, sends or brings a dependent person to a municipality or advises a dependent person to go to a municipality for the purpose of obtaining general relief under s. 49.02, aid to families with dependent children under s. 49.19, medical assistance under ss. 49.45 to 49.47 or food stamps under 7 USC 2011 to 2029.

(b) Obtains a pecuniary advantage because the person is brought or sent or goes to the municipality.

~~SECTION 34. 49.124 (title) of the statutes is amended to read:~~

~~49.124 (title) Food stamp administration.~~

~~SECTION 35. 49.124 of the statutes is renumbered 49.124 (1).~~

~~SECTION 36. 49.124 (2) of the statutes is created to read:~~

~~49.124 (2) The department may only require monthly reporting of income and household circumstances by those recipients of food stamp program benefits under 7 USC 2011 to 2029 who receive public assistance under another program for which monthly reporting is required and who are not described in 7 USC 2015 (c) (1) (A) (i) to (ii).~~

SECTION 37. 49.19 (4) (by) of the statutes is created to read:

49.19 (4) (by) No later than September 1, 1992, the department shall request a waiver from the secretary of the federal department of health and human services under which the equity value of automobiles with a total equity value of not more than \$2,500 would not be included when determining the combined equity value of assets under par. (bm). If the waiver is granted, the equity value of automobiles

Vetoed  
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with a total equity value of not more than \$2,500 shall not be included when determining the combined equity value of assets under par. (bm), rather than one automobile with an equity value not exceeding \$1,500.

SECTION 38. 49.19 (4) (dm) (intro.) of the statutes is amended to read:

49.19 (4) (dm) (intro.) Aid may be paid to parents of a dependent child if the parents are unable to supply the needs of the child because of the unemployment of the parent, in a home in which both parents live, who earned the most income during the 24-month period immediately preceding the month for which aid is granted and who meets the federal requirements as to past employment and current unemployment. The department shall count up to 4 calendar quarters of full-time attendance at an elementary school, a secondary school, or a vocational or technical training course that satisfies the requirements under 42 USC 607 (d) (1) (B) toward the federal requirement as to past employment. Aid to dependent children of unemployed parents may be granted only if federal aid for this purpose is available to the state. No aid may be granted if the unemployed parent:

SECTION 39. 49.19 (5) (ce) of the statutes is created to read:

49.19 (5) (ce) At the request of a recipient of aid under this section, the department shall provide the portion of the grant equal to the amount of the recipient's rent to the recipient's landlord in the form of a rent voucher or by an alternative payment method.

SECTION 40. 49.19 (1)s) of the statutes is created to read:

49.19 (1)s) No later than July 1, 1992, the department shall request a waiver from the secretary of the federal department of health and human services to establish a pilot project in up to 3 counties under which the benefit under this section is equal to the lesser of the sum of the allowances under sub. (1) (a) 2 and 4 plus the standard of assistance less the amount of any income that remains after application of the income disregards under sub. (5) (a) and (am) or 80% of the total of the allowances under sub. (1) (a) 2 and 4 plus the standard of assistance. If the waiver is granted, the department shall submit proposed legislation to implement the waiver to the chief clerk of each house of the legislature for distribution to the appropriate standing committees under s. 13.172 (3).

SECTION 41. 49.53 (1m) of the statutes is amended to read:

49.53 (1m) Except as provided under sub. (2) or (3) or (4), no person may use or disclose information concerning applicants and recipients of general relief under s. 49.02, aid to families with dependent children, social services, child and spousal support and establishment of paternity services under s. 46.25, or supplemental payments under s. 49.177, for any purpose not connected with the administration of the programs. Any person violating this subsection may be fined not less than \$25 nor more than \$500 or impris-

oned in the county jail not less than 10 days nor more than one year or both.

SECTION 42. 49.53 (4) of the statutes is created to read:

49.53 (4) A general relief agency shall, upon request, provide all of the following information concerning each person receiving general relief during that month to a law enforcement officer for use under s. 49.02 (12):

(a) Name, including middle initial, address, date of birth and sex.

(b) General relief case number.

SECTION 43. 49.55 of the statutes is created to read:

49.55 Expenditure of federal welfare reform waiver savings. (1) In this section, "federal welfare reform waiver savings" means federal funds identified by the federal department of health and human services as being available for expenditure because of savings to the federal government resulting from this state's welfare reform projects.

(2) The department may expend federal welfare reform waiver savings that are not encumbered before July 1, 1992, only as follows:

(a) As required in contracts entered into before July 1, 1992.

(b) As provided in s. 46.32.

(c) As provided in s. 39.45 (8).

(c) As provided under sub. (3).

(3) (a) The department may submit to the joint committee on finance and to the presiding officer of each house of the legislature a proposal for the expenditure of federal welfare reform waiver savings. The presiding officer of each house of the legislature shall, within 7 days after the day on which the proposal is received, refer the proposal to the legislative standing committee generally responsible for legislation related to the aid to families with dependent children program under s. 49.19. Within 30 days after receipt of a proposal under this paragraph, each of those standing committees may submit written recommendations concerning the proposal to the joint committee on finance.

(b) If the cochairpersons of the joint committee on finance do not notify the department that the committee has scheduled a meeting for the purpose of reviewing a proposal under par. (a) within 60 days after the date on which the department submits the proposal, the department may implement the proposal. If, within 60 days after the date on which the department submits a proposal, the cochairpersons of the joint committee on finance notify the department that the committee has scheduled a meeting for the purpose of reviewing the proposal, the department may not implement the proposal without the approval of the committee.

SECTION 44. 73.03 (48) of the statutes is created to read:

Vetoed  
in Part

Vetoed  
in Part

Vetoed  
in Part

Vetoed  
in Part

~~73.03(48) To contrast with another person to operate a toll-free telephone hotline for the purpose of answering questions about the earned income tax credit, except that this subsection does not apply after June 30, 1995.~~

Vetoed  
in Part

~~SECTION 45. 118.019 (2) (intro.) of the statutes is amended to read:~~

~~118.019 (2) (title) KINDERGARTEN TO GRADE 6. (intro.) A school board may provide an instructional program in human growth and development in grades kindergarten to 12 6. If provided, the program shall offer information and instruction appropriate to each grade level and the age and level of maturity of the pupils. The program may include instruction in any of the following areas:~~

~~SECTION 46. 118.019 (2m) of the statutes is created to read:~~

~~118.019 (2m) GRADES 7 TO 12. A school board shall provide an instructional program in human growth and development in grades 7 to 12. The program shall offer information and instruction appropriate to each grade level and the age and level of maturity of the pupils. The program shall include instruction in discouragement of adolescent sexual activity and at least 7 other areas specified under sub. (2) (a) to (f).~~

~~SECTION 47. 118.019 (6) (b) of the statutes is amended to read:~~

~~118.019 (6) (b) Notwithstanding sub. subs. (2) (intro.) and (2m), no grant may be awarded under par. (a) unless the school board receiving a grant under par. (a) 1 or being assisted by a cooperative educational service agency receiving a grant under par. (a) 2 first agrees to include instruction in all of the areas specified under sub. (2) (a) to (f).~~

Vetoed  
in Part

~~SECTION 48. 301.18 (5) of the statutes is amended to read:~~

~~301.18 (5) This section constitutes enumeration in the authorized state building program for purposes of s. 20.924, subject to the limitations under s. 20.924 (1) (f) and (g).~~

~~SECTION 9112. Nonstatutory provisions; corrections.~~

~~(1) CORRECTIONAL OFFICER OVERTIME. Of the amounts appropriated to the department of corrections under section 20.410 (1) (a) of the statutes, the department shall expend \$4,025,200 in fiscal year 1992-93 for correctional officer overtime compensation.~~

~~SECTION 9125. Nonstatutory provisions; health and social services.~~

Vetoed  
in Part

~~(1) MILWAUKEE COUNTY HEALTH CARE REPORT. By July 1, 1992, the department of health and social services shall request Milwaukee county to submit a report to the department of health and social services regarding the Milwaukee county health plan. If the department receives a report in response to the request made under this subsection, the department shall submit a copy of that report to the chief clerk of each~~

~~house of the legislature for distribution to the appropriate standing committees in the manner provided under section 13.172 (3) of the statutes. Any report submitted by Milwaukee county shall include the following components:~~

Vetoed  
in Part

~~(a) A detailed plan to improve health care accessibility and physician reimbursement under the plan at any hospital that is designated as an essential access city hospital under section 49.45 (6M) of the statutes and at any federally qualified health center, as defined in 42 USC 1396d (L) (2) (B).~~

~~(b) Proposals to utilize lower cost options, if available, for the provision of health care under the plan.~~

~~(2) MONTHLY REPORT FORM SIMPLIFICATION. The department of health and social services shall study simplification of monthly report forms for public assistance programs and shall submit a report on its efforts to simplify the forms, no later than January 1, 1993, to the chief clerk of each house of the legislature for distribution to the legislature in the manner provided in section 13.172 (2) of the statutes.~~

~~SECTION 9145. Nonstatutory provisions; public instruction.~~

Vetoed  
in Part

~~(1) STUDY OF TRUANCY.~~

~~(a) The state superintendent of public instruction shall study all of the following:~~

~~1. The incidence of truancy among pupils who are at least 6 years old and less than 13 years old.~~

~~2. Whether truants in this age group have certain characteristics in common, such as learning problems or family problems.~~

~~3. Current programs that attempt to reduce the incidence of truancy among, improve the academic performance of and increase parental involvement with children in this age group with truancy-related problems, including families and schools together, before school and after-school day care, children at risk and head start.~~

~~(b) By March 1, 1993, the state superintendent shall report his or her findings, conclusions and recommendations to the legislature in the manner provided under section 13.172 (2) of the statutes.~~

~~SECTION 9160. Nonstatutory provisions; other.~~

~~(1) EXCEPTION; GENERAL FUND BALANCE. The requirements of section 20.003 (4) of the statutes do not apply to this act.~~

~~SECTION 9225. Appropriation changes; health and social services.~~

~~(1) COMMUNITY WORK EXPERIENCE FOR ABSENT PARENTS. In the schedule under section 20.005 (3) of the statutes for the appropriation to the department of health and social services under section 20.435 (4) (df) of the statutes, as affected by the acts of 1991, the dollar amount is decreased by \$50,000 for fiscal year 1991-92 and the dollar amount is increased by \$70,000 for fiscal year 1992-93 to expand the community work experience program for absent parents in fiscal year 1992-93.~~



Vetoed  
in Part

~~(2) FOOD STAMP REPORTING. In the schedule under section 20.005 (3) of the statutes for the appropriation to the department of health and social services under section 20.435 (4) (a) of the statutes, as affected by the acts of 1991, the dollar amount is increased by \$10,000 for fiscal year 1992-93 for implementation of food stamp reporting changes.~~

Vetoed  
in Part

~~SECTION 9245. Appropriation changes; public instruction.~~

~~(1) HUMAN GROWTH AND DEVELOPMENT. In the schedule under section 20.005 (3) of the statutes for the appropriation to the department of public instruction under section 20.255 (1) (a) of the statutes, as affected by the acts of 1991, the dollar amount is increased by \$20,000 for fiscal year 1992-93 to distribute to school districts to assist them in implementing human growth and development programs under section 118.019 (2m) of the statutes, as created by this act.~~

~~SECTION 9325. Initial applicability; health and social services.~~

~~(1g) GENERAL RELIEF REIMBURSEMENT FROM OTHER PROGRAMS. The treatment of section 49.02 (2r) of the statutes first applies to general relief benefits paid on the effective date of this subsection.~~

~~(2g) RECOVERY OF GENERAL RELIEF OVERPAYMENTS. The treatment of section 49.083 of the statutes first applies to overpayments received on the effective date of this subsection.~~

~~(3g) GENERAL RELIEF PETITIONS FOR REVIEW. The treatment of section 49.037 (7) of the statutes first applies to general relief applicants who apply on the effective date of this subsection and to general relief recipients whose general relief is terminated, suspended or reduced on the effective date of this subsection.~~

~~SECTION 9400. Effective dates; general statement. Except as otherwise provided in SECTIONS 9401 to 9460, this act takes effect on the day after publication.~~

~~SECTION 9425. Effective dates; health and social services.~~

~~(1) INCENTIVE PAYMENTS ALLOCATION FORMULA. The treatment of section 46.258 (2) of the statutes takes effect on July 1, 1992.~~

Vetoed  
in Part

~~(2) COMMUNITY WORK EXPERIENCE PROGRAM FOR ABSENT PARENTS. The treatment of section 46.253 (2) and (7) of the statutes and the creation of section 46.253 (2) (b) of the statutes take effect on January 1, 1993.~~

Vetoed  
in Part

~~(3) GENERAL RELIEF RECIPIENT WITH OUTSTANDING WARRANTS. The treatment of sections 49.02 (12) and~~

~~49.53 (1m) and (4) of the statutes takes effect on January 1, 1994.~~

Vetoed  
in Part

~~(4) AID TO FAMILIES WITH DEPENDENT CHILDREN WITH UNEMPLOYED PARENTS. The treatment of section 49.19 (4) (dm) (intro.) of the statutes takes effect on January 1, 1993.~~

~~(5) GENERAL RELIEF PETITIONS FOR REVIEW. The treatment of section 49.037 (7) of the statutes and SECTION 9325 (3g) of this act take effect on January 1, 1993.~~

~~(6) GENERAL RELIEF HEARING DECISION MAKER. The treatment of section 49.037 (8) (f) of the statutes takes effect on January 1, 1993.~~

~~(7) GENERAL RELIEF; WORK OPPORTUNITIES PILOT PROGRAM. The treatment of sections 20.435 (4) (eg) and 49.058 of the statutes takes effect on January 1, 1993.~~

~~(8) GENERAL RELIEF MEDICAL DIVESTMENT. The treatment of section 49.06 (3) of the statutes takes effect on January 1, 1993.~~

~~(9) WELFARE REFORM WAIVER SAVINGS. The treatment of section 49.55 of the statutes takes effect on July 1, 1992.~~

Vetoed  
in Part

~~(10) GENERAL RELIEF REIMBURSEMENT FROM OTHER PROGRAMS. The treatment of section 49.02 (2r) of the statutes and SECTION 9325 (1g) of this act take effect on January 1, 1993.~~

~~(11) RECOVERY OF GENERAL RELIEF OVERPAYMENTS. The treatment of section 49.083 of the statutes and SECTION 9325 (2g) of this act take effect on January 1, 1993.~~

~~(12) GENERAL RELIEF MEDICAL SPEND-DOWN. The treatment of section 49.02 (9) of the statutes and the creation of section 49.02 (9) (b) of the statutes take effect on January 1, 1993.~~

~~(13) GENERAL RELIEF; INCOME EXEMPTIONS. The treatment of section 49.06 (1) (f) of the statutes takes effect on January 1, 1993.~~

~~(14) PREAUTHORIZED MEDICAL TREATMENT FOR GENERAL RELIEF RECIPIENTS. The treatment of section 49.02 (5) (g) of the statutes takes effect on January 1, 1993.~~

~~SECTION 9445. Effective dates; public instruction.~~

~~(1) HUMAN GROWTH AND DEVELOPMENT. The treatment of section 118.019 (2) (intro.), (2m) and (6) (b) of the statutes takes effect on July 1, 1994.~~

Vetoed  
in Part

~~SECTION 9460. Effective dates; other.~~

~~(1) CAUSING DEPENDENT PERSON TO GO TO A MUNICIPALITY. The treatment of section 49.12 (4m) of the statutes takes effect on January 1, 1993.~~