

1999 SENATE BILL 341

January 25, 2000 – Introduced by Senators MOORE, GEORGE, BURKE, DARLING and JAUCH, cosponsored by Representatives BOCK, MORRIS-TATUM, SINICKI, COLON, JESKEWITZ, COGGS, YOUNG, MILLER, BERCEAU, BOYLE, RILEY, KREUSER and HASENOHRL. Referred to Committee on Labor.

1 **AN ACT to repeal** 49.147 (5) (b) 2.; and **to amend** 49.147 (3) (c), 49.147 (4) (b),
 2 49.148 (1m) (a) and 49.148 (1m) (b) of the statutes; **relating to:** the time limit
 3 for participation in a Wisconsin works employment position.

Analysis by the Legislative Reference Bureau

Under current law, participants in the Wisconsin works (W-2) program may be required to participate in one of three wholly or partially subsidized employment position categories. These categories are trial jobs, community service jobs and transitional placements. A participant may not participate in any single employment position category for more than two years. This time limit may be extended if the department of workforce development determines that a participant, after making appropriate efforts to find unsubsidized employment, is unable to find unsubsidized employment because local labor market conditions prevent the participant from finding a reasonable job opportunity.

Also under current law, a participant may not participate in any single trial job for more than three months or in any single community service job for more than six months. These time limits may be extended for three months if a W-2 agency determines that circumstances exist that warrant the extension. There is no time limit for participation in any single transitional placement. Current law also places a five-year time limit on participation in the W-2 program that may be extended if a W-2 agency determines that unusual circumstances exist that warrant an extension of the participation period.

This bill deletes the two-year time limit for participation in each W-2 employment position category. The three-month time limit for a single trial job, the

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six-month time limit for a single community service job and the five-year time limit for participation in the W-2 program remain unchanged.

For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

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

1 **SECTION 1.** 49.147 (3) (c) of the statutes is amended to read:

2 49.147 **(3)** (c) *Time-limited participation.* A participant under this subsection
3 may participate in a more than one trial job, but may not participate in any one trial
4 job for a maximum of more than 3 months, with an opportunity for unless the
5 Wisconsin works agency determines that circumstances exist that warrant a
6 3-month extension under circumstances determined by the Wisconsin works agency.
7 A participant may participate in more than one trial job, but may not exceed a total
8 of 24 months of participation under this subsection. The months need not be
9 consecutive. The department or, with the approval of the department, the Wisconsin
10 works agency may grant an extension of the 24-month limit on a case-by-case basis
11 if the participant has made all appropriate efforts to find unsubsidized employment
12 and has been unable to find unsubsidized employment because local labor market
13 conditions preclude a reasonable job opportunity for that participant, as determined
14 by a Wisconsin works agency and approved by the department.

15 **SECTION 2.** 49.147 (4) (b) of the statutes, as affected by 1999 Wisconsin Act 9,
16 is amended to read:

17 49.147 **(4)** (b) *Time-limited participation.* An individual may participate in a
18 more than one community service job, but may not participate in any one community
19 service job for a maximum of more than 6 months, with an opportunity for unless the
20 Wisconsin works agency determines that circumstances exist that warrant a

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1 ~~3-month extension under circumstances approved by the department. An~~
2 ~~individual may participate in more than one community service job, but may not~~
3 ~~exceed a total of 24 months of participation under this subsection. The months need~~
4 ~~not be consecutive. The department or, with the approval of the department, the~~
5 ~~Wisconsin works agency may grant an extension to the 24-month limit on a~~
6 ~~case-by-case basis if the Wisconsin works agency determines that the individual has~~
7 ~~made all appropriate efforts to find unsubsidized employment and has been unable~~
8 ~~to find unsubsidized employment because local labor market conditions preclude a~~
9 ~~reasonable employment opportunity in unsubsidized employment for that~~
10 ~~participant, as determined by a Wisconsin works agency and approved by the~~
11 ~~department, and if the Wisconsin works agency determines, and the department~~
12 ~~agrees, that no trial job opportunities are available in the specified local labor~~
13 ~~market.~~

14 **SECTION 3.** 49.147 (5) (b) 2. of the statutes is repealed.

15 **SECTION 4.** 49.148 (1m) (a) of the statutes, as affected by 1999 Wisconsin Act
16 9, is amended to read:

17 **49.148 (1m)** (a) A custodial parent of a child who is 12 weeks old or less and
18 who meets the eligibility requirements under s. 49.145 (2) and (3) may receive a
19 monthly grant of \$673 unless another adult member of the custodial parent's
20 Wisconsin works group is participating in, or is eligible to participate in, a Wisconsin
21 works employment position or is employed in unsubsidized employment, as defined
22 in s. 49.147 (1) (c). A Wisconsin works agency may not require a participant under
23 this subsection to participate in any employment positions. Receipt of a grant under
24 this subsection does not constitute participation in a Wisconsin works employment
25 position for purposes of the time limits under s. 49.145 (2) (n) or 49.147 (3) (c), or (4)

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1 (b) ~~or (5) (b) 2.~~ if the child is born to the participant not more than 10 months after
2 the date that the participant was first determined to be eligible for assistance under
3 s. 49.19 or for a Wisconsin works employment position.

4 **SECTION 5.** 49.148 (1m) (b) of the statutes, as affected by 1999 Wisconsin Act
5 9, is amended to read:

6 49.148 **(1m)** (b) Receipt of a grant under this subsection constitutes
7 participation in a Wisconsin works employment position for purposes of the time
8 limits under ss. 49.145 (2) (n) and 49.147 (3) (c), or (4) (b) ~~or (5) (b) 2.~~ if the child is
9 born to the participant more than 10 months after the date that the participant was
10 first determined to be eligible for assistance under s. 49.19 or for a Wisconsin works
11 employment position unless the child was conceived as a result of a sexual assault
12 in violation of s. 940.225 (1), (2) or (3) in which the mother did not indicate a freely
13 given agreement to have sexual intercourse or of incest in violation of s. 944.06 or
14 948.06 and that incest or sexual assault has been reported to a physician and to law
15 enforcement authorities.

16 (END)