



**Judith B. Robson**  
Wisconsin State Senator

September 22, 2000

Ms. Patti Bustle  
Milwaukee County Office of Intergovernmental Relations  
Courthouse Building, Room 306  
901 North 9<sup>th</sup> Street  
Milwaukee, WI 53233

Re: Clearinghouse Rule 00-066 (emergency assistance)

Dear Ms. Bustle:

Enclosed please find the copy of the above-mentioned rule that you requested.

As I told you on the phone, Senator Robson is concerned that people who face homelessness due to a loss of income caused by a W-2 sanction are improperly being denied emergency assistance because loss of income due to a sanction is not on the list of circumstances constituting a financial crisis.

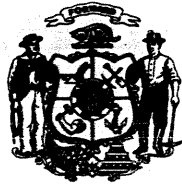
During public hearings on the rule, it was suggested that loss of income due to a W-2 sanction be included in the list of circumstances constituting a financial crisis. The department declined to make this change, saying that the catchall provision in the list of circumstances constituting a crisis would cover these situations. However, W-2 agencies are not using the catchall phrase to cover cases where emergency assistance is needed due to a loss of income because of W-2 sanctions.

If you have other questions about the proposed rule, please feel free to contact me again.

Sincerely,

David A. Austin

Committee Clerk for Senator Robson



**Judith B. Robson**  
Wisconsin State Senator

November 15, 2000

Secretary Jennifer Reinert  
Department of Workforce Development  
201 East Washington Avenue  
Madison, WI

Re: Clearinghouse Rule 00-066, DWD 16

Dear Secretary Reinert:

I am writing in regards to the germane modifications to proposed administrative rule DWD 16 (clearinghouse rule 00-066, relating to emergency assistance for families facing impending homelessness) that you submitted on November 9, 2000.

I cannot accept those modifications because the jurisdiction of the Senate Committee on Human Services and Aging over the rule expired prior to November 9, 2000. I posted a hearing notice relating to this rule on October 6, 2000. Pursuant to section 227.19(4)(b), *stats.*, the committee's jurisdiction extended for 30 days after that date.

Because the jurisdiction of both the Assembly and Senate committee's expired prior to the Department's submission of the November 9 modifications, I believe that section 227.19(4)(b)4 of the statutes applies.

I apologize for any inconvenience this may cause, but as co-chair of the Joint Committee for Review of Administrative Rules I am always wary of not following the rule promulgation statutes in the most precise manner possible.

Thank you for your attention to this matter.

Sincerely,

  
Senator Judith B. Robson  
15th Senate District

cc: Representative Bonnie Ladwig  
Chair, Assembly Committee on Children and Families

Tommy G. Thompson  
Governor

Jennifer Reinert  
Secretary



State of Wisconsin

Department of Workforce Development

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**OFFICE OF THE SECRETARY**

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November 9, 2000

Representative Bonnie L. Ladwig, Chair  
Assembly Committee on Children  
and Families  
Room 113 West, State Capitol  
INTER-D

Senator Judith B. Robson, Chair  
Senate Committee on Human Services  
and Aging  
Room 15 South, State Capitol  
INTER-D

Dear Representative Ladwig and Senator Robson:

The department is submitting a germane modification to DWD 16, relating to emergency assistance for families facing impending homelessness. This rule is under review by the Senate Committee on Human Services and Aging and the Assembly Committee on Children and Families.

There are three clarifications. The first modification clarifies that the payment procedures for emergency assistance for families facing impending homelessness are an exception to the general procedures in s. DWD 16.08(1). Payment procedures for impending homelessness in proposed sub. (6) are renumbered sub. (1m) and general payment procedures in sub. (1) refer to sub. (1m) as an exception. The second modification clarifies rule language on the existing process for submittal of information verifying eligibility in s. DWD 16.08(1). The third modification amends the rule to comply with statutory requirements on the frequency of eligibility when a member of the family is a victim of domestic abuse. The rule language on these three changes is enclosed.

Thank you for your consideration.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Jennifer Reinert'. The signature is written in a cursive style and is positioned above the printed name and title.

Jennifer Reinert  
Secretary

Copy:

Senate Committee on Human Services and Aging members  
Assembly Committee on Children and Families members  
Robert Andersen, Legal Action of Wisconsin-Madison  
Heiner Giese, Apartment Assn. of Southeastern Wisconsin

**DWD 16.08(1) and (5) are amended to read:**

**DWD 16.08 (1)** The agency shall determine eligibility for emergency assistance within 5 working days after receiving a substantially completed application. The agency, with the cooperation of the emergency assistance group, shall obtain information necessary to determine eligibility within these 5 working days. If the group is found eligible, the agency shall issue a payment to the emergency assistance group within the same 5 working days, except if the group's eligibility is due to impending homelessness under s. DWD 16.05 (3) the agency shall issue a payment pursuant to the procedures in sub. (1m) and if the group's eligibility is due to homelessness under s. DWD 16.05 (2), the agency shall issue a payment, following the eligibility determination, within 5 working days of the date that the group notifies the agency that a permanent living accommodation has been obtained. The payment may be made in the form of cash, a voucher, or a vendor payment.

**(5)** Emergency assistance provided in cases of fire, flood, natural disaster, energy crisis, or homelessness and impending homelessness when a member of the emergency assistance group is a victim of domestic abuse, as defined in s. 968.075 (1)(a), Stats., may be provided to an emergency assistance group once in a 12-month period.

**DWD 16.08(6) is renumbered DWD 16.08(1m).**