

**2001 DRAFTING REQUEST**

**Bill**

Received: 09/15/2000

Received By: malaigm

Wanted: As time permits

Identical to LRB:

For: Gary Sherman (608) 266-7690

By/Representing: Boots Freidig

This file may be shown to any legislator: NO

Drafter: malaigm

May Contact:

Alt. Drafters:

Subject: Children - day care

Extra Copies:

**Pre Topic:**

No specific pre topic given

**Topic:**

Eligibility for child care funding for child care provider who resides with child

**Instructions:**

Amend s. 49.155 (3m) (d) to permit a person who resides with child and who provides care for the child to receive child care funding if the person is a licensed (or certified or contracted for) child care provider.

**Drafting History:**

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	malaigm 09/18/2000	gilfokm 09/20/2000					S&L
/1			rschluet 09/21/2000		gretskl 09/21/2000		S&L
/2	malaigm 09/26/2000	gilfokm 09/26/2000	martykr 09/27/2000		lrb_docadmin 09/27/2000	lrb_docadmin 10/23/2000	

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① Change to preclude parent

② order fiscal estimate

- for - 0336/2

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(09-27-00)  
12"

<END>

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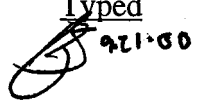
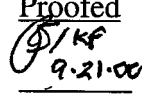
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/?	malaigm	1-9-19 KMG	 9.21.00	 9.21.00			

FE Sent For:

<END>



GMM: King

Mem. Act.

1 AN ACT *Mem. Act.*; relating to: use of child care funds to provide care for a child by a  
2 licensed child care provider who resides with the child.

*Analysis by the Legislative Reference Bureau*

Under current law, the department of workforce development is required to reimburse a day care center that has been licensed by the department of health and family services (DHFS), a family day care provider that has been certified by a county department of human services or social services (county department), or a day care program that has been established or contracted for by a school board, or distribute funds to a county department, for child care services provided to a person who is eligible for a child care subsidy under the Wisconsin works program. Current law, however, prohibits those funds from being used to provide child care for a child by a person who resides with the child, unless the county department determines that the care is necessary because of a special health condition of the child. This bill permits those funds to be used to provide child care for a child by a person who resides with the child if the person is licensed by DHFS to operate a day care center.

stet

For further information see the *state and local* 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:*

3 SECTION 1. 49.155 (3m) (d) of the statutes is amended to read:  
4 49.155 (3m) (d) No funds distributed under par. (a) may be used to provide care  
5 for a child by a person who resides with the child, unless the person is licensed under

1 s. 48.65 or the county determines that the care is necessary because of a special  
2 health condition of the child.

3 History: 1995 a. 289; 1997 a. 27, s. 1766 to 1775, 1838 to 1857; 1997 a. 41, 105, 237, 252; 1999 a. 9.

**SECTION 2. Initial applicability.**

4 (1) USE OF CHILD CARE FUNDS. This act first applies to child care provided on the  
5 effective date of this subsection.

6 (END)



## 2001 BILL

and who is not a  
parent of the child

and is not a parent  
of the child

- 1 **AN ACT to amend** 49.155 (3m) (d) of the statutes; **relating to:** use of child care
- 2 funds to provide care for a child by a licensed child care provider who resides
- 3 with the child

### *Analysis by the Legislative Reference Bureau*

Under current law, the department of workforce development is required to reimburse a day care center that has been licensed by the department of health and family services (DHFS), a family day care provider that has been certified by a county department of human services or social services (county department), or a day care program that has been established or contracted for by a school board, or distribute funds to a county department, for child care services provided to a person who is eligible for a child care subsidy under the Wisconsin works program. Current law, however, prohibits those funds from being used to provide child care for a child by a person who resides with the child, unless the county department determines that the care is necessary because of a special health condition of the child. This bill permits those funds to be used to provide child care for a child by a person who resides with the child if the person is licensed by DHFS to operate a day care center.

For further information see the *state and local* 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:*

**BILL**

1  
2  
3  
4  
5  
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7  
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9

**SECTION 1.** 49.155 (3m) (d) of the statutes is amended to read:

49.155 (3m) (d) No funds distributed under par. (a) may be used to provide care for a child by a person who resides with the child, unless the ~~person is licensed under s. 48.65~~ or the county determines that the care is necessary because of a special health condition of the child.

**SECTION 2. Initial applicability.**

(1) USE OF CHILD CARE FUNDS. This act first applies to child care provided on the effective date of this subsection.

(END)

or the person is licensed under s. 48.65  
and is not a parent of the child.





STEPHEN R. MILLER  
CHIEF

# State of Wisconsin

## LEGISLATIVE REFERENCE BUREAU

100 NORTH HAMILTON STREET  
5TH FLOOR  
MADISON, WI 53701-2037

LEGAL SECTION: (608) 266-3561  
LEGAL FAX: (608) 264-6948

September 27, 2000

### MEMORANDUM

To: Representative Sherman

From: Gordon M. Malaise, Senior Legislative Attorney

Re: LRB-0336 Eligibility for child care funding for child care provider who resides with child

The attached draft was prepared at your request. Please review it carefully to ensure that it is accurate and satisfies your intent. If it does and you would like it jacketed for introduction, please indicate below for which house you would like the draft jacketed and return this memorandum to our office. If you have any questions about jacketing, please call our program assistants at 266-3561. Please allow one day for jacketing.

JACKET FOR ASSEMBLY  JACKET FOR SENATE

If you have any questions concerning the attached draft, or would like to have it redrafted, please contact me at (608) 266-9738 or at the address indicated at the top of this memorandum.

If the last paragraph of the analysis states that a fiscal estimate will be prepared, the LRB will request that it be prepared after the draft is introduced. You may obtain a fiscal estimate on the attached draft before it is introduced by calling our program assistants at 266-3561. Please note that if you have previously requested that a fiscal estimate be prepared on an earlier version of this draft, you will need to call our program assistants in order to obtain a fiscal estimate on this version before it is introduced.

Please call our program assistants at 266-3561 if you have any questions regarding this memorandum.