

1 issuance of licenses to day care centers that provide care and supervision for children  
2 under one year of age, the department shall include a requirement that all licensees  
3 who are individuals and all employees and volunteers of a licensee who provide care  
4 and supervision for children receive, before the date on which the license is issued  
5 or the employment or volunteer work commences, whichever is applicable, training  
6 in the most current medically accepted methods of preventing sudden infant death  
7 syndrome.

8 \*b1827/1.2\* SECTION 1651g. 48.981 (1) (am) 1. of the statutes is amended to  
9 read:

10 48.981 (1) (am) 1. The child's parent, grandparent, greatgrandparent,  
11 stepparent, brother, sister, stepbrother, stepsister, half brother, or half sister.

12 \*b1827/1.2\* SECTION 1651h. 48.981 (1) (fm) of the statutes is amended to read:

13 48.981 (1) (fm) "Relative" means a parent, grandparent, greatgrandparent,  
14 stepparent, brother, sister, first cousin, 2nd cousin, nephew, niece, uncle, aunt,  
15 stepgrandparent, stepbrother, stepsister, half brother, half sister, brother-in-law,  
16 sister-in-law, stepuncle, or stepaunt.

17 \*b0570/1.1\* SECTION 1651m. 48.981 (3) (a) of the statutes is amended to read:

18 48.981 (3) (a) *Referral of report.* 1. A person required to report under sub. (2)  
19 shall immediately inform, by telephone or personally, the county department or, in  
20 a county having a population of 500,000 or more, the department or a licensed child  
21 welfare agency under contract with the department or the sheriff or city, village, or  
22 town police department of the facts and circumstances contributing to a suspicion of  
23 child abuse or neglect or of unborn child abuse or to a belief that abuse or neglect will  
24 occur.

1           2. The sheriff or police department shall within 12 hours, exclusive of  
2 Saturdays, Sundays, or legal holidays, refer to the county department or, in a county  
3 having a population of 500,000 or more, the department or a licensed child welfare  
4 agency under contract with the department all cases reported to it. The county  
5 department, department, or licensed child welfare agency may require that a  
6 subsequent report be made in writing. ~~Each~~

7           3. A county department, the department, or a licensed child welfare agency  
8 under contract with the department shall within 12 hours, exclusive of Saturdays,  
9 Sundays, or legal holidays, refer to the sheriff or police department all cases of  
10 suspected or threatened abuse, as defined in s. 48.02 (1) (b) to (f), reported to it. For  
11 cases of suspected or threatened abuse, as defined in s. 48.02 (1) (a), (am), or (gm),  
12 or neglect, each county department, the department, and a licensed child welfare  
13 agency under contract with the department shall adopt a written policy specifying  
14 the kinds of reports it will routinely report to local law enforcement authorities.

15           **\*b0570/1.1\* SECTION 1651p.** 48.981 (3) (a) 4. of the statutes is created to read:

16           48.981 (3) (a) 4. If the report is of suspected or threatened abuse, as defined in  
17 s. 48.02 (1) (b) to (f), the sheriff or police department and the county department,  
18 department, or licensed child welfare agency under contract with the department  
19 shall coordinate the planning and execution of the investigation of the report.

20           **\*b0570/1.1\* SECTION 1651r.** 48.981 (3) (b) 3. of the statutes is amended to read:

21           48.981 (3) (b) 3. ~~If the police or other law enforcement officials determine~~ sheriff  
22 or police department determines that criminal action is necessary, ~~they~~ the sheriff  
23 or police department shall refer the case to the district attorney for criminal  
24 prosecution. Each sheriff and police department shall adopt a written policy  
25 specifying the kinds of reports of suspected or threatened abuse, as defined in s. 48.02

1 (1) (b) to (f), that the sheriff or police department will routinely refer to the district  
2 attorney for criminal prosecution.

3 \*b0570/1.1\* SECTION 1651v. 48.981 (8) (a) of the statutes is amended to read:

4 48.981 (8) (a) The department, the county departments, and a licensed child  
5 welfare agency under contract with the department in a county having a population  
6 of 500,000 or more to the extent feasible shall conduct continuing education and  
7 training programs for staff of the department, the county departments, ~~a~~ licensed  
8 child welfare agency agencies under contract with the department or a county  
9 department, law enforcement agencies, and the tribal social services departments,  
10 persons and officials required to report, the general public, and others as  
11 appropriate. The programs shall be designed to encourage reporting of child abuse  
12 and neglect and of unborn child abuse, to encourage self-reporting and voluntary  
13 acceptance of services and to improve communication, cooperation, and coordination  
14 in the identification, prevention, and treatment of child abuse and neglect and of  
15 unborn child abuse. Programs provided for staff of the department, county  
16 departments, and licensed child welfare agencies under contract with county  
17 departments or, ~~in a county having a population of 500,000 or more~~, the department  
18 whose responsibilities include the investigation or treatment of child abuse or  
19 neglect shall also be designed to provide information on means of recognizing and  
20 appropriately responding to domestic abuse, as defined in s. 46.95 (1) (a). The  
21 department, the county departments, and a licensed child welfare agency under  
22 contract with the department in a county having a population of 500,000 or more  
23 shall develop public information programs about child abuse and neglect and about  
24 unborn child abuse.

25 \*b0216/1.2\* SECTION 1652d. 48.982 (2) (d) of the statutes is amended to read:

1           48.982 (2) (d) Solicit and accept contributions, grants, gifts, and bequests for  
2 the children's trust fund or for any other purpose for which a contribution, grant, gift,  
3 or bequest is made and received. Moneys received under this paragraph, other than  
4 moneys received under s. 341.14 (6r) (b) 6., may be credited to the appropriation  
5 accounts under s. 20.433 (1) (i), or (q) or (r). Interest earned on moneys received  
6 under s. 341.14 (6r) (b) 6. may be credited to the appropriation accounts account  
7 under s. 20.433 (1) (q) or (r).

8           \***-0490/2.7\*** SECTION 1653. 48.982 (2m) (intro.) of the statutes is amended to  
9 read:

10           48.982 (2m) DONATION USES. (intro.) If money is accepted by the board for the  
11 children's trust fund or for any other purpose under sub. (2) (d) and appropriated  
12 under s. 20.433 (1) (q) or (r), the board shall use the money in accordance with the  
13 wishes of the donor to do any of the following:

14           \***-0490/2.8\*** SECTION 1654. 48.982 (3) of the statutes is amended to read:

15           48.982 (3) STAFF AND SALARIES. The board shall determine the qualifications of  
16 and appoint, in the classified service, an executive director and staff. The salaries  
17 of the executive director and staff and all actual and necessary operating expenses  
18 of the board shall be paid from the appropriations under s. 20.433 (1) (g), (i), (k), (m),  
19 and (r) (q).

20           \***-0490/2.9\*** SECTION 1655. 48.982 (5) of the statutes is amended to read:

21           48.982 (5) STATEWIDE PROJECTS. From the appropriations under s. 20.433 (1) (i)  
22 and (r) (q), the board shall administer any statewide project for which it has accepted  
23 money under sub. (2m) (c).

24           \***-0490/2.10\*** SECTION 1656. 48.982 (6) (a) of the statutes is amended to read:

1           48.982 (6) (a) From the appropriations under s. 20.433 (1) ~~(b)~~, (h), (i), (k), (ma),  
2           and (q), the board shall award grants to organizations in accordance with the  
3           request-for-proposal procedures developed under sub. (2) (a). No organization may  
4           receive a grant or grants under this subsection totaling more than \$150,000 in any  
5           year.

6           **\*b0909/3.1\* SECTION 1656b.** 48.985 (5) of the statutes is created to read:

7           48.985 (5) MILWAUKEE CHILD WELFARE AIDS. Of the amounts received under 42  
8           USC 620 to 626 and credited to the appropriation account under s. 20.435 (3) (nL),  
9           the department shall transfer \$58,600 in fiscal year 2001-02 and \$66,800 in fiscal  
10          year 2002-03 to the appropriation account under s. 20.435 (3) (kw) and shall expend  
11          those moneys to provide services to children and families under s. 48.48 (17).

12          **\*b2181/1.1\* SECTION 1656d.** 49.027 (2) (a) (intro.) of the statutes is amended  
13          to read:

14          49.027 (2) (a) (intro.) If a county is eligible to receive a relief block grant in a  
15          year, the department shall pay to the county, in accordance with s. 49.031 and subject  
16          to par. (c), from the appropriation under s. 20.435 (4) (bt), an amount for that year  
17          determined as follows:

18          **\*b2181/1.1\* SECTION 1656dd.** 49.027 (2) (a) 1. of the statutes is repealed.

19          **\*b2181/1.1\* SECTION 1656dg.** 49.027 (2) (a) 3. of the statutes is repealed.

20          **\*b2181/1.1\* SECTION 1656di.** 49.027 (2) (a) 4. of the statutes is amended to  
21          read:

22          49.027 (2) (a) 4. From the amount determined under subd. ~~3~~ 2, the department  
23          shall subtract amounts paid to hospitals in that county under s. 49.45 (6y) and (6z)  
24          for that calendar year.

25          **\*b2181/1.1\* SECTION 1656dL.** 49.027 (2) (c) of the statutes is created to read:

1 49.027 (2) (c) If sufficient funds are not available to pay all of the relief block  
2 grants calculated under par. (a), the department shall prorate the available funds  
3 among the eligible counties in proportion to the amounts calculated under par. (a).

4 \*b0625/3.9\* SECTION 1656sy. 49.124 (title) of the statutes is renumbered 49.79  
5 (title).

6 \*b0625/3.9\* SECTION 1656ta. 49.124 (1) (intro.) of the statutes is renumbered  
7 49.79 (1) (intro.).

8 \*b0625/3.9\* SECTION 1656tb. 49.124 (1) (ag) of the statutes is renumbered  
9 49.79 (1) (a).

10 \*b0625/3.9\* SECTION 1656tc. 49.124 (1) (am) of the statutes is renumbered  
11 49.79 (1) (b).

12 \*b0625/3.9\* SECTION 1656td. 49.124 (1) (b) of the statutes is renumbered  
13 49.79 (1) (c).

14 \*b0625/3.9\* SECTION 1656tf. 49.124 (1) (c) of the statutes is renumbered 49.79  
15 (1) (d).

16 \*b0625/3.9\* SECTION 1656tg. 49.124 (1) (d) of the statutes is renumbered 49.79  
17 (1) (e).

18 \*b0625/3.9\* SECTION 1656th. 49.124 (1) (df) of the statutes is renumbered  
19 49.79 (1) (f).

20 \*b0625/3.9\* SECTION 1656ti. 49.124 (1) (e) of the statutes is renumbered 49.13  
21 (1) (b).

22 \*b0625/3.9\* SECTION 1656tj. 49.124 (1g) (title) of the statutes is renumbered  
23 49.79 (2) (title).

24 \*b0625/3.9\* SECTION 1656tjk. 49.124 (1g) of the statutes is renumbered 49.79  
25 (2) (a), and 49.79 (2) (a) 1. and 5. (intro.), as renumbered, are amended to read:

1           49.79 (2) (a) 1. The individual is a custodial parent of a child who is under the  
2 age of 18 and who has an absent parent, or the individual lives with and exercises  
3 parental control over a child who is under the age of 18 and who has an absent parent,  
4 and the individual does not fully cooperate in good faith with efforts directed at  
5 establishing the paternity of the child, if necessary, establishing or enforcing a  
6 support order, if appropriate, or obtaining other payments or property, if any, to  
7 which that individual or the child may have rights. ~~This paragraph~~ subdivision does  
8 not apply if the individual has good cause for refusing to cooperate, as determined  
9 by the department in accordance with federal law and regulations.

10           5. (intro.) The individual is obligated by court order to provide child support  
11 payments and is delinquent in making those court-ordered payments. This  
12 ~~paragraph~~ subdivision does not apply if any of the following applies:

13           **\*b0625/3.9\* SECTION 1656tjm.** 49.124 (1m) (title) of the statutes is  
14 renumbered 49.13 (title).

15           **\*b0625/3.9\* SECTION 1656tjn.** 49.124 (1m) (a) of the statutes is renumbered  
16 49.13 (2) (a) and amended to read:

17           49.13 (2) (a) The department shall contract with the department of health and  
18 family services as provided under s. 49.79 (10) to administer an employment and  
19 training program for recipients under the food stamp program. The department may  
20 contract subcontract with a Wisconsin works agency to administer the employment  
21 and training program under this subsection. Except as provided in pars. (b) and  
22 (bm), the department may require able individuals who are 18 to 60 years of age who  
23 are not participants in a Wisconsin works employment position to participate in the  
24 employment and training program under this subsection.

1           **\*b0625/3.9\* SECTION 1656tk.** 49.124 (1m) (b) to (d) of the statutes are  
2           renumbered 49.13 (2) (b) to (d).

3           **\*b0625/3.9\* SECTION 1656tL.** 49.124 (1n) (intro.) of the statutes is renumbered  
4           49.13 (3) (intro.) and amended to read:

5           49.13 (3) ~~INELIGIBILITY FOR NONCOMPLIANCE WITH WORK REQUIREMENTS.~~ (intro.)  
6           An individual who fails to comply with the work requirements under sub. ~~(1m)~~ (2)  
7           (a) without good cause is ineligible to participate in the food stamp program under  
8           this section s. 49.79 as follows:

9           **\*b0625/3.9\* SECTION 1656tm.** 49.124 (1n) (a) of the statutes is renumbered  
10          49.13 (3) (a) and amended to read:

11          49.13 (3) (a) For the first occurrence of noncompliance, one month, or until the  
12          person complies with the work requirements under sub. ~~(1m)~~ (2) (a), whichever is  
13          later.

14          **\*b0625/3.9\* SECTION 1656tn.** 49.124 (1n) (b) of the statutes is renumbered  
15          49.13 (3) (b) and amended to read:

16          49.13 (3) (b) For the 2nd occurrence of noncompliance, 3 months, or until the  
17          person complies with the work requirements under sub. ~~(1m)~~ (2) (a), whichever is  
18          later.

19          **\*b0625/3.9\* SECTION 1656tp.** 49.124 (1n) (c) of the statutes is renumbered  
20          49.13 (3) (c) and amended to read:

21          49.13 (3) (c) For the 3rd and subsequent occurrences of noncompliance, 6  
22          months, or until the person complies with the work requirements under sub. ~~(1m)~~  
23          (2) (a), whichever is later.

24          **\*b0625/3.9\* SECTION 1656tq.** 49.124 (1p) of the statutes is repealed.



1           **\*b0625/3.9\* SECTION 1656tr.** 49.124 (2) of the statutes, as affected by 2001  
2 Wisconsin Act .... (this act), is renumbered 49.79 (3).

3           **\*b0429/2.3\* SECTION 1656trg.** 49.124 (2) (a) of the statutes is amended to read:  
4           49.124 (2) (a) A county, or federally recognized American Indian tribe ~~or~~  
5 ~~Wisconsin works agency~~ is liable for all food stamp coupons lost, misappropriated,  
6 or destroyed while under the county's, or tribe's ~~or Wisconsin works agency's~~ direct  
7 control, except as provided in par. (b).

8           **\*b0429/2.3\* SECTION 1656trm.** 49.124 (2) (b) of the statutes is amended to  
9 read:

10           49.124 (2) (b) A county, or federally recognized American Indian tribe ~~or~~  
11 ~~Wisconsin works agency~~ is not liable for food stamp coupons lost in natural disasters  
12 if it provides evidence acceptable to the department that the coupons were destroyed  
13 and not redeemed.

14           **\*b0429/2.3\* SECTION 1656trs.** 49.124 (2) (c) of the statutes is amended to read:  
15           49.124 (2) (c) A county, or federally recognized American Indian tribe ~~or~~  
16 ~~Wisconsin works agency~~ is liable for food stamp coupons mailed to residents of the  
17 county, or members of the tribe ~~or participants in the Wisconsin works program~~ and  
18 lost in the mail due to incorrect information submitted to the department by the  
19 county, or tribe ~~or Wisconsin works agency~~.

20           **\*b0625/3.9\* SECTION 1656ts.** 49.124 (3) of the statutes is renumbered 49.79  
21 (4) and amended to read:

22           49.79 (4) DEDUCTIONS FROM COUNTY INCOME MAINTENANCE PAYMENTS. The  
23 department shall withhold the value of food stamp losses for which a county or  
24 federally recognized American Indian tribe is liable under sub. ~~(2)~~ (3) from the  
25 payment to the county or tribe under s. 20.445 (3) ~~(dz)~~ and ~~(nL)~~ income maintenance

1 contracts under s. 49.33 and reimburse the federal government from the funds  
2 withheld.

3 \*b0625/3.9\* SECTION 1656tt. 49.124 (4) of the statutes is repealed.

4 \*b0625/3.9\* SECTION 1656tu. 49.124 (5) of the statutes is renumbered 49.79  
5 (5).

6 \*b0625/3.9\* SECTION 1656tv. 49.124 (6) of the statutes is renumbered 49.79  
7 (6).

8 \*b0625/3.9\* SECTION 1656tw. 49.124 (7) of the statutes is renumbered 49.79  
9 (7).

10 \*b0625/3.9\* SECTION 1656tx. 49.124 (8) of the statutes is renumbered 49.79  
11 (8) and amended to read:

12 49.79 (8) BENEFITS FOR QUALIFIED ALIENS. ~~Not later than June 15, 1998, the~~  
13 ~~department shall submit a plan to the secretary of the federal department of~~  
14 ~~agriculture to provide benefits under this section to a qualified alien who is ineligible~~  
15 ~~for benefits under this section solely because of the application of 8 USC 1612 or 1613.~~  
16 ~~If the secretary of the federal department of agriculture approves the plan, the~~ The  
17 ~~department shall provide benefits under this section beginning on August 1, 1998,~~  
18 ~~or on the day that the plan is approved, whichever is later, to a qualified alien who~~  
19 ~~is otherwise eligible for benefits under this section~~ ineligible for benefits under this  
20 section solely because of the application of 9 USC 1612 or 1613 according to a plan  
21 approved by the federal department of agriculture. This subsection does not apply  
22 to the extent that federal food stamp benefits for qualified aliens are restored by the  
23 federal government.

24 \*b0625/3.9\* SECTION 1656ty. 49.125 of the statutes, as affected by 2001  
25 Wisconsin Act .... (this act), is renumbered 49.793.

1           **\*b0429/2.3\* SECTION 1656tym.** 49.125 (1) of the statutes is amended to read:

2           49.125 (1) The department, or a county, or an elected governing body of a  
3           federally recognized American Indian tribe or band or a Wisconsin works agency  
4           acting on behalf of the department, may recover overpayments that arise from an  
5           overissuance of food coupons under the food stamp program administered under s.  
6           46.215 (1) (k), or 46.22 (1) (b) 2. d. or ~~49.143 (2) (e)~~. Recovery shall be made in  
7           accordance with 7 USC 2022.

8           **\*b0625/3.9\* SECTION 1656tz.** 49.127 of the statutes is renumbered 49.795.

9           **\*b0625/3.9\* SECTION 1656u.** 49.129 (title) of the statutes is renumbered  
10          49.797 (title).

11          **\*b0625/3.9\* SECTION 1656ua.** 49.129 (1) of the statutes is renumbered 49.797  
12          (1).

13          **\*b0625/3.9\* SECTION 1656ub.** 49.129 (2) (title) of the statutes is renumbered  
14          49.797 (2) (title).

15          **\*b0625/3.9\* SECTION 1656uc.** 49.129 (2) (a) of the statutes is repealed.

16          **\*b0625/3.9\* SECTION 1656ud.** 49.129 (2) (b) 1. of the statutes is renumbered  
17          49.797 (2) (a) and amended to read:

18               49.797 (2) (a) Except as provided in subd. 2. par. (b) and sub. (8), ~~if the necessary~~  
19               authorization under par. (a) ~~is granted~~, the department shall ~~begin to implement~~, no  
20               later than July 1, 1999, ~~a~~ administer a statewide program to deliver food stamp  
21               benefits to recipients of food stamp benefits by an electronic benefit transfer system  
22               ~~and shall implement the program statewide~~ no later than April 1, 2000. All  
23               suppliers, as defined in s. ~~49.127 (1) (d)~~ 49.795 (1) (d), may participate in the delivery  
24               of food stamp benefits under the electronic benefit transfer system. The department  
25               shall explore methods by which nontraditional retailers, such as farmers' markets,

1 may participate in the delivery of food stamp benefits under the electronic benefit  
2 transfer system.

3 \*b0625/3.9\* SECTION 1656ue. 49.129 (2) (b) 2. of the statutes is renumbered  
4 49.797 (2) (b).

5 \*b0625/3.9\* SECTION 1656uf. 49.129 (3) (title) of the statutes is repealed.

6 \*b0625/3.9\* SECTION 1656ug. 49.129 (3) (a) of the statutes is renumbered  
7 49.131 (1) and amended to read:

8 49.131 (1) The department shall request any necessary authorization from the  
9 appropriate federal agency to deliver benefits that are administered by the  
10 department, other than food stamp benefits, to recipients of benefits by an electronic  
11 benefit transfer system.

12 \*b0625/3.9\* SECTION 1656uh. 49.129 (3) (b) of the statutes is renumbered  
13 49.131 (2) and amended to read:

14 49.131 (2) If the necessary authorization under ~~par. (a)~~ sub. (1) is granted, and  
15 except as provided in sub. ~~(8)~~ (3), the department may implement a program to  
16 deliver by an electronic benefit transfer system any benefit that is administered by  
17 the department and that the department designates by rule.

18 \*b0625/3.9\* SECTION 1656uj. 49.129 (4) (intro.) of the statutes is renumbered  
19 49.797 (4) (intro.) and amended to read:

20 49.797 (4) DUTIES; IMPLEMENTATION. (intro.) In implementing administering a  
21 program to deliver benefits by an electronic benefit transfer system, the department  
22 shall do all of the following:

23 \*b0625/3.9\* SECTION 1656uk. 49.129 (4) (a) of the statutes is renumbered  
24 49.797 (1) (a).

1           **\*b0625/3.9\* SECTION 1656uL.** 49.129 (4) (b) of the statutes is renumbered  
2 49.797 (4) (b).

3           **\*b0625/3.9\* SECTION 1656um.** 49.129 (4) (c) of the statutes is renumbered  
4 49.797 (4) (c).

5           **\*b0625/3.9\* SECTION 1656un.** 49.129 (4) (d) of the statutes is renumbered  
6 49.797 (4) (d).

7           **\*b0625/3.9\* SECTION 1656up.** 49.129 (5) of the statutes is renumbered 49.797  
8 (5).

9           **\*b0625/3.9\* SECTION 1656uq.** 49.129 (5m) of the statutes is repealed.

10          **\*b0625/3.9\* SECTION 1656ur.** 49.129 (6) of the statutes is renumbered 49.797  
11 (6).

12          **\*b0625/3.9\* SECTION 1656us.** 49.129 (7) of the statutes is renumbered 49.797  
13 (7).

14          **\*b0625/3.9\* SECTION 1656ut.** 49.129 (8) of the statutes is renumbered 49.797  
15 (8).

16          **\*b0625/3.9\* SECTION 1656uu.** 49.13 (1) (intro.) and (a) of the statutes are  
17 created to read:

18           49.13 (1) (intro.) In this section:

19           (a) "Food stamp program" means the federal food stamp program under 7 USC  
20 2011 to 2036.

21          **\*b0625/3.9\* SECTION 1656uv.** 49.131 (title) of the statutes is created to read:  
22 **49.131 (title) Electronic transfer of benefits.**

23          **\*b0625/3.9\* SECTION 1656uw.** 49.131 (3) of the statutes is created to read:

24           49.131 (3) The department may not require a county or tribal governing body  
25 to participate in an electronic benefit transfer system under this section if the costs

1 to the county or tribal governing body would be greater than the costs that the county  
2 or tribal governing body would incur in delivering the benefits through a system that  
3 is not an electronic benefit transfer system.

4 **\*-1302/8.1\* SECTION 1657.** 49.137 (4m) of the statutes is created to read:

5 49.137 (4m) LOCAL PASS-THROUGH GRANT PROGRAM. The department shall award  
6 grants to local governments and tribal governing bodies for programs to improve the  
7 quality of child care. The department shall promulgate rules to administer the grant  
8 program, including rules that specify the eligibility criteria and procedures for  
9 awarding the grants.

10 **\*b0367/4.1\* SECTION 1657g.** 49.143 (1) (a) of the statutes is repealed and  
11 recreated to read:

12 49.143 (1) (a) Except as provided in par. (ar), the department may do any of the  
13 following:

14 1. Award a contract, on the basis of a competitive process approved by the  
15 secretary of administration, to any person to administer Wisconsin works in a  
16 geographical area determined by the department under sub. (6). The competitive  
17 process shall include cost and prior experience criteria.

18 2. Contract with a Wisconsin works agency to administer Wisconsin works if  
19 that agency has met the performance standards established by the department  
20 under sub. (3), during the immediately preceding contract period.

21 **\*b0367/4.1\* SECTION 1657j.** 49.143 (1) (ag) of the statutes is created to read:

22 49.143 (1) (ag) A contract entered into under par. (a) 2. shall be for a term of  
23 at least 2 years. A Wisconsin works agency may elect not to enter into a contract  
24 under par. (a) 2. if the Wisconsin works agency informs the department by the date  
25 established by the department that the Wisconsin works agency has made that

1 election. A Wisconsin works agency that has not met the performance standards  
2 established by the department under sub. (3) may apply for a contract under the  
3 competitive process established under par. (a) 1.

4 **\*b0367/4.1\* SECTION 1657m.** 49.143 (1) (am) of the statutes is repealed.

5 **\*b0367/4.1\* SECTION 1657p.** 49.143 (1) (ar) of the statutes is created to read:

6 49.143 (1) (ar) If the department changes the geographical areas for which a  
7 Wisconsin works agency administers Wisconsin works as provided under sub. (6), the  
8 department shall award contracts on the basis of the competitive process established  
9 by the department under par. (a) 1. regardless of whether a Wisconsin works agency  
10 has met the performance standards established by the department under sub. (3)  
11 and is eligible to contract with the department under par. (a) 2.

12 **\*b0367/4.1\* SECTION 1657r.** 49.143 (1) (ay) of the statutes is amended to read:

13 49.143 (1) (ay) A county or tribal governing body that enters into a contract  
14 under par. (a) ~~or (am)~~ but elects not to compete for a subsequent contract under par.  
15 (a) 1, shall provide the notice required under this paragraph at least 6 months prior  
16 to the expiration of its contract under par. (a) ~~or (am) 1~~. A county or tribal governing  
17 body that elects not to enter into a contract under par. ~~(am) 1~~, (a) 2, or to compete for  
18 a contract under par. ~~(am) 2~~, (ag) shall provide the notice required under this  
19 paragraph by the date established by the department, by rule, under par. ~~(am) 1~~, (ag).  
20 The notice shall be provided to all employees of the county or tribal governing body  
21 who may be laid off as a result of the county's or tribal governing body's election not  
22 to enter into or compete for a contract and to the certified or recognized collective  
23 bargaining representatives of such employees, if any. The notice shall inform the  
24 employees and the representatives that the county or tribal governing body is  
25 making the election not to enter into or compete for a contract; that the employees

1 may be laid off as a result of that election; that the employees may wish to consider  
2 forming a private agency to bid on the contract under par. (a) 1; that the employees  
3 may obtain information from the department on the competitive process under par.  
4 (a) 1, and the contract requirements under this section; and that the employees may  
5 obtain information from the department on steps that the employees might take to  
6 organize themselves to form a private agency for the purposes of competing for a  
7 contract under par. (a) 1. The department shall provide the information specified in  
8 this paragraph upon the request of any employee or collective bargaining  
9 representative described in this paragraph.

10 \*b0367/4.1\* SECTION 1657u. 49.143 (1) (b) of the statutes is amended to read:

11 49.143 (1) (b) If no acceptable provider in a geographical area is selected under  
12 par. (a) ~~or~~ (am), the department shall administer Wisconsin works in that  
13 geographical area.

14 \*b0359/4.5\* SECTION 1659g. 49.143 (2) (a) 9. of the statutes is repealed.

15 \*b0429/2.4\* SECTION 1660b. 49.143 (2) (e) of the statutes is repealed.

16 \*b0367/4.2\* SECTION 1660d. 49.143 (2g) of the statutes is created to read:

17 49.143 (2g) CONTRACT PROHIBITIONS. (a) Each contract under sub. (1) shall  
18 prohibit a Wisconsin works agency from using funding that is allocated under the  
19 contract to pay Wisconsin works benefits under s. 49.148 for any of the following:

- 20 1. Costs of providing direct services to Wisconsin works participants.
- 21 2. Costs of administering Wisconsin works.

22 (b) No Wisconsin works agency may expend moneys that are provided under  
23 a contract under sub. (1) to conduct public relations activities unless the public  
24 relations activities are directly related to providing community outreach and  
25 informing participants about the services available under Wisconsin works.



1           **\*b0363/1.1\* SECTION 1660e.** 49.143 (4m) of the statutes is created to read:

2           49.143 (4m) OVERSIGHT OF WISCONSIN WORKS AGENCIES. The department shall  
3 do all of the following with respect to Wisconsin works agencies that are located in  
4 counties that have a population of 500,000 or more:

5           (a) Monitor each agency's compliance with contracts that are entered into  
6 under sub. (1).

7           (b) Provide technical assistance to each agency.

8           (c) Assist in coordinating among the agencies the services that are offered to  
9 Wisconsin works participants.

10          **\*b0362/1.1\* SECTION 1660g.** 49.143 (6) of the statutes is amended to read:

11          49.143 (6) GEOGRAPHICAL AREAS. The department shall determine the  
12 geographical area for which a Wisconsin works agency will administer Wisconsin  
13 works. Beginning on the effective date of this subsection ... [revisor inserts date],  
14 the department may not change the number or the boundaries of the geographical  
15 areas that have been established under this subsection unless the department first  
16 consults with a county department that is created under s. 46.21 (2m) (a) and holds  
17 at least one public hearing in each of the geographical areas that would be affected  
18 by the proposed change. Except for federally recognized American Indian  
19 reservations and in counties with a population of 500,000 or more, no geographical  
20 area may be smaller than one county. A geographical area may include more than  
21 one county. The department need not establish the geographical areas by rule.

22          **\*b2021/1.1\* SECTION 1660hb.** 49.145 (3) (b) 1. of the statutes is amended to  
23 read:

24          49.145 (3) (b) 1. All earned and unearned income of the individual, except any  
25 amount received under section 32 of the ~~internal revenue code~~ Internal Revenue

1 Code, as defined in s. 71.01 (6), any amount received under s. 71.07 (9e), any payment  
2 made by an employer under section 3507 of the ~~internal revenue code~~ Internal  
3 Revenue Code, as defined in s. 71.01 (6), any student financial aid received under any  
4 federal or state program, any scholarship used for tuition and books, and any  
5 assistance received under s. 49.148. In determining the earned and unearned  
6 income of the individual, the Wisconsin works agency may not include income earned  
7 by a dependent child of the individual.

8 \*b2021/1.1\* SECTION 1660jk. 49.147 (4) (am) of the statutes is amended to  
9 read:

10 49.147 (4) (am) *Education or training activities.* A participant under this  
11 subsection may be required to participate in education and training activities  
12 assigned as part of an employability plan developed by the Wisconsin works agency.  
13 The department shall establish by rule permissible education and training under  
14 this paragraph, which shall include a course of study meeting the standards  
15 established under s. 115.29 (4) for the granting of a declaration of equivalency of high  
16 school graduation, technical college courses, employer-sponsored training, and  
17 educational courses that provide an employment skill. Permissible education under  
18 this paragraph shall also include English as a 2nd language courses that the  
19 Wisconsin works agency determines would facilitate an individual's efforts to obtain  
20 employment and adult basic education courses that the Wisconsin works agency  
21 determines would facilitate an individual's efforts to obtain employment.

22 \*b2021/1.1\* SECTION 1660jv. 49.147 (5) (bm) of the statutes is amended to  
23 read:

24 49.147 (5) (bm) *Education or training activities.* A participant under this  
25 subsection may be required to participate in education and training activities

1 assigned as part of an employability plan developed by the Wisconsin works agency.  
2 The department shall establish by rule permissible education and training under  
3 this paragraph, which shall include a course of study meeting the standards  
4 established under s. 115.29 (4) for the granting of a declaration of equivalency of high  
5 school graduation, technical college courses, employer-sponsored training, and  
6 educational courses that provide an employment skill. Permissible education under  
7 this paragraph shall also include English as a 2nd language courses that the  
8 Wisconsin works agency determines would facilitate an individual's efforts to obtain  
9 employment and adult basic education courses that the Wisconsin works agency  
10 determines would facilitate an individual's efforts to obtain employment.

11 \*b2022/2.1\* SECTION 1660p. 49.1473 of the statutes is created to read:

12 **49.1473 Wisconsin works; domestic abuse screening and training. (1)**

13 (a) The department shall promulgate rules for screening victims of domestic abuse  
14 and for the training of Wisconsin works agency employees in domestic abuse issues.  
15 The rules shall allow an individual to voluntarily and confidentially disclose that he  
16 or she is or has been a victim of domestic abuse or is at risk of further domestic abuse.  
17 The rules shall also specify the evidence that is sufficient to establish that an  
18 individual is or has been a victim of domestic abuse or is at risk of further domestic  
19 abuse.

20 (b) Each Wisconsin works agency shall establish procedures, in accordance  
21 with the rules promulgated by the department under par. (a), for screening victims  
22 of domestic abuse.

23 (2) If a Wisconsin works agency employee identifies an individual as a past or  
24 present victim of domestic abuse or determines that the individual is at risk of  
25 domestic abuse or if the individual identifies himself or herself as a past or present

1 victim of domestic abuse or as an individual who is at risk of further abuse, the  
2 Wisconsin works agency shall provide the individual with information on  
3 community-based domestic abuse services, including information on shelters or  
4 programs for battered individuals, sexual assault provider services, medical  
5 services, sexual assault nurse examiners services, domestic violence and sexual  
6 assault hotlines, legal and medical counseling and advocacy, mental health care,  
7 counseling, and support groups. The Wisconsin works agency shall provide the  
8 information to the individual orally and in writing in accordance with guidelines  
9 developed by the department. The Wisconsin works agency shall also provide  
10 referrals for community-based counseling and supportive service providers to the  
11 individual if the individual elects to receive the services.

12 \*b0360/2.6\* SECTION 1660xa. 49.155 (1) (d) of the statutes is created to read:

13 49.155 (1) (d) "Tribal governing body" means an elected governing body of a  
14 federally recognized American Indian tribe.

15 \*b1430/2.2\* SECTION 1660y. 49.155 (1d) (a) of the statutes is amended to read:

16 49.155 (1d) (a) The department shall promulgate rules establishing standards  
17 for the certification of child care providers under s. 48.651. In establishing the  
18 requirements for certification under this paragraph of a child care provider who  
19 provides care and supervision for children under one year of age, the department  
20 shall include a requirement that all providers and all employees and volunteers of  
21 a provider who provide care and supervision for children receive, before the date on  
22 which the provider is certified or the employment or volunteer work commences,  
23 whichever is applicable, training in the most current medically accepted methods of  
24 preventing sudden infant death syndrome. In establishing the requirements for

1 certification as a Level II certified family day care provider, the department may not  
2 include ~~a~~ any other requirement for training for providers.

3 **\*b0359/4.6\* SECTION 1661b.** 49.155 (1g) (b) of the statutes is amended to read:

4 49.155 (1g) (b) From the appropriation under s. 20.445 (3) (mc), distribute  
5 \$8,012,500 ~~\$44,955,200~~ in fiscal year ~~1999-2000~~ 2001-02 and ~~\$7,412,500~~  
6 \$27,977,500 in fiscal year ~~2000-01~~ 2002-03 for the purposes of providing technical  
7 assistance for child care providers ~~and of, for~~ administering the child care program  
8 under this section and for grants under s. 49.136 (2) for the start-up and expansion  
9 of child day care services, ~~and for child day care start-up and expansion planning,~~  
10 for grants under s. 49.134 (2) for child day care resource and referral services, for  
11 grants under s. 49.137 (3) to assist child care providers in meeting the quality of care  
12 standards established under sub. (1d), ~~and for a system of rates or a program of~~  
13 grants, as provided under sub. (1d), ~~to reimburse~~ for reimbursement of child care  
14 providers that meet those quality of care standards ~~and, for grants under s. 49.137~~  
15 (2) and (4m), for a child care scholarship and bonus program, for safe child care  
16 activities, for administration of the department's office of child care, and for contracts  
17 under s. 49.137 (4) to improve the quality of child day care services in this state.

18 **\*-1302/8.3\* SECTION 1662.** 49.155 (1g) (c) of the statutes is amended to read:

19 49.155 (1g) (c) From the appropriation under s. 20.445 (3) (mc), transfer  
20 \$3,596,900 ~~\$4,549,500~~ in fiscal year ~~1999-2000~~ 2001-02 and ~~\$3,745,200~~ \$4,733,700  
21 in fiscal year ~~2000-01~~ 2002-03 to the appropriation under s. 20.435 (3) (kx), ~~and~~  
22 ~~transfer \$20,700 in fiscal year 1999-2000 and \$27,700 in fiscal year 2000-01 to the~~  
23 ~~appropriation under s. 20.435 (8) (kx), for the purpose of day care center licensing~~  
24 ~~under s. 48.65.~~

1           **\*b0625/3.11\* SECTION 1663j.** 49.155 (1m) (a) 3m. of the statutes is amended  
2 to read:

3           49.155 (1m) (a) 3m. Participate in a job search or work experience component  
4 of the food stamp employment and training program under s. 49.124 (1m) 49.13.

5           **\*-0441/6.42\* SECTION 1664.** 49.155 (1m) (bm) of the statutes is amended to  
6 read:

7           49.155 (1m) (bm) If the individual is providing care for a child under a court  
8 order and is receiving payments on behalf of the child under s. 48.57 (3m) or (3n), or  
9 if the individual is a foster parent or treatment foster parent, and child care is needed  
10 for that child, the individual meets the requirement under s. 49.145 (2) (c).

11           **\*-1302/8.4\* SECTION 1665.** 49.155 (1m) (c) (intro.) of the statutes is repealed.

12           **\*-1302/8.5\* SECTION 1666.** 49.155 (1m) (c) 1. (intro.) of the statutes is amended  
13 to read:

14           49.155 (1m) (c) 1. (intro.) The Except as provided in subs. 1g., 1h., 1m., 2., and  
15 3., the gross income of the individual's family is at or below 185% of the poverty line  
16 for a family the size of the individual's family or, for an individual who is already  
17 receiving a child care subsidy under this section, the gross income of the individual's  
18 family is at or below 200% of the poverty line for a family the size of the individual's  
19 family. In calculating the gross income of the family, the Wisconsin works agency  
20 shall include income described under s. 49.145 (3) (b) 1. and 3., except that, in  
21 calculating farm and self-employment income, the Wisconsin works agency shall  
22 include the sum of the following:

23           **\*-1302/8.6\* SECTION 1667.** 49.155 (1m) (c) 1g. of the statutes is amended to  
24 read:

1           49.155 (1m) (c) 1g. ~~The~~ If the individual is a foster parent of the child ~~and~~, the  
2 child's biological or adoptive family has a gross income that is at or below 200% of the  
3 poverty line. In calculating the gross income of the child's biological or adoptive  
4 family, the Wisconsin works agency shall include income described under s. 49.145  
5 (3) (b) 1. and 3.

6           \***-1302/8.7\*** SECTION 1668. 49.155 (1m) (c) 1h. of the statutes is amended to  
7 read:

8           49.155 (1m) (c) 1h. ~~The~~ If the individual is a relative of the child, is providing  
9 care for the child under a court order, and is receiving payments under s. 48.57 (3m)  
10 or (3n) on behalf of the child ~~and~~, the child's biological or adoptive family has a gross  
11 income that is at or below 200% of the poverty line. In calculating the gross income  
12 of the child's biological or adoptive family, the Wisconsin works agency shall include  
13 income described under s. 49.145 (3) (b) 1. and 3.

14           \***-1302/8.8\*** SECTION 1669. 49.155 (1m) (c) 1m. of the statutes is amended to  
15 read:

16           49.155 (1m) (c) 1m. ~~The~~ If the individual was eligible under s. 49.132 (4) (a),  
17 1995 stats., for aid under s. 49.132, 1995 stats., and received aid under s. 49.132, 1995  
18 stats., on September 30, 1997, but lost aid solely because of the application of s.  
19 49.132 (6), 1995 stats., ~~and~~ the gross income of the individual's family is at or below  
20 200% of the poverty line for a family the size of the individual's family. This  
21 subdivision does not apply to an individual whose family's gross income at any time  
22 on or after September 30, 1997, is more than 200% of the poverty line for a family the  
23 size of the individual's family.

24           \***-1302/8.9\*** SECTION 1670. 49.155 (1m) (c) 2. of the statutes is amended to read:

1           49.155 (1m) (c) 2. ~~The~~ If the individual was eligible under s. 49.132 (4) (am),  
2           1995 stats., for aid under s. 49.132, 1995 stats., and received aid under s. 49.132, 1995  
3           stats., on or after May 10, 1996, but lost eligibility solely because of increased  
4           income, ~~and~~ the gross income of the individual's family is at or below 200% of the  
5           poverty line for a family the size of the individual's family. This subdivision does not  
6           apply to an individual whose family's gross income increased to more than 200% of  
7           the poverty line for a family the size of the individual's family.

8           \*~~1302/8.10~~\* SECTION 1671. 49.155 (1m) (c) 3. of the statutes is amended to  
9           read:

10           49.155 (1m) (c) 3. ~~The~~ If the individual was eligible for a child care subsidy  
11           under s. 49.191 (2), 1997 stats., on or after May 10, 1996, and received a child care  
12           subsidy on or after May 10, 1996, but lost the subsidy solely because of increased  
13           income, ~~and~~ the gross income of the individual's family is at or below 200% of the  
14           poverty line for a family the size of the individual's family. This subdivision does not  
15           apply to an individual whose family's gross income increased to more than 200% of  
16           the poverty line for a family the size of the individual's family.

17           \*~~1302/8.11~~\* SECTION 1674. 49.155 (3m) (title) of the statutes is amended to  
18           read:

19           49.155 (3m) (title) ~~DISTRIBUTION OF CHILD CARE FUNDS TO COUNTIES AND CERTAIN~~  
20           ~~CHILD CARE PROVIDERS.~~

21           \*~~1302/8.12~~\* SECTION 1675. 49.155 (3m) (a) of the statutes is amended to read:

22           49.155 (3m) (a) The department shall reimburse child care providers or shall  
23           distribute funds to county departments under s. 46.215, 46.22 or 46.23 or tribal  
24           governing bodies for child care services provided under this section and to private  
25           nonprofit agencies that provide child care for children of migrant workers. The



1 department may reimburse a Wisconsin works agency for child care that the  
2 Wisconsin works agency provides to the children of Wisconsin works participants  
3 and applicants.

4 \*–1302/8.13\* SECTION 1676. 49.155 (3m) (d) of the statutes is amended to read:  
5 49.155 (3m) (d) No funds distributed under par. (a) may be used to provide for  
6 child care services that are provided for a child by a person child care provider who  
7 is the parent of the child or who resides with the child, unless the county determines  
8 that the care is necessary because of a special health condition of the child.

9 \*b2018/2.7\* SECTION 1676n. 49.173 (title) of the statutes is amended to read:  
10 49.173 (title) **Workforce attachment and advancement program.**

11 \*–1303/5.5\* SECTION 1678. 49.175 (1) (intro.) of the statutes is amended to  
12 read:

13 49.175 (1) ALLOCATION OF FUNDS. (intro.) ~~Within~~ Except as provided in sub. (2),  
14 within the limits of the appropriations under s. 20.445 (3) (a), ~~(br)~~, (cm), (dc), (dz), (e),  
15 ~~(em)~~, (jL), (k), (L), ~~(Lm)~~, (mc), (md), (nL), (pm), and (ps), the department shall allocate  
16 the following amounts for the following purposes:

17 \*b0359/4.8\* SECTION 1679b. 49.175 (1) (a) of the statutes is repealed and  
18 recreated to read:

19 49.175 (1) (a) *Wisconsin works benefits.* For Wisconsin works benefits provided  
20 under contracts having a term that begins on January 1, 2000, and ends on  
21 December 31, 2001, \$24,654,800 in fiscal year 2001–02; and for Wisconsin works  
22 benefits provided under contracts having a term that begins on January 1, 2002, and  
23 ends on December 31, 2003, \$24,654,800 in fiscal year 2001–02 and \$49,309,600 in  
24 fiscal year 2002–03.

1           **\*b0359/4.8\* SECTION 1680b.** 49.175 (1) (b) of the statutes is repealed and  
2 recreated to read:

3           49.175 (1) (b) *Wisconsin works administration and ancillary services.* For  
4 administration of Wisconsin works and program services under Wisconsin works  
5 performed under contracts under s. 49.143 having a term that begins on  
6 January 1, 2000, and ends on December 31, 2001, \$63,269,900 in fiscal year  
7 2001–02; and for administration of Wisconsin works and program services under  
8 Wisconsin works performed under contracts under s. 49.143 having a term that  
9 begins on January 1, 2002, and ends on December 31, 2003, \$49,610,800 in fiscal  
10 year 2001–02 and \$99,221,600 in fiscal year 2002–03.

11           **\*b0359/4.8\* SECTION 1681b.** 49.175 (1) (c) of the statutes is amended to read:

12           49.175 (1) (c) *Performance bonuses.* For the payment of performance bonuses  
13 to Wisconsin works agencies that have entered into contracts under s. 49.143 having  
14 a term that begins on January 1, 2000, and that ends on December 31, 2001,  
15 ~~\$3,706,300 in fiscal year 1999–2000 and \$7,413,100~~ \$12,820,800 in fiscal year  
16 ~~2000–01~~ 2001–02.

17           **\*b2096/2.1\* SECTION 1682bc.** 49.175 (1) (d) of the statutes is repealed and  
18 recreated to read:

19           49.175 (1) (d) *Community reinvestment.* 1. ‘Contracts for 1997 to 1999’. For  
20 the payment of community reinvestment funds that are earned as part of contracts  
21 entered into under s. 49.143 having a term that begins on September 1, 1997, and  
22 ends on December 31, 1999, \$20,849,000 in fiscal year 2001–02.

23           2. ‘Contracts for 2000 and 2001.’ For the payment of community reinvestment  
24 funds that are earned as part of contracts entered into under s. 49.143 having a term

1 that begins on January 1, 2000, and ends on December 31, 2001, \$2,769,900 in fiscal  
2 year 2001–02 and \$5,539,700 in fiscal year 2002–03.

3 \*b2096/2.1\* SECTION 1682cd. 49.175 (1) (d) 1. of the statutes, as affected by  
4 2001 Wisconsin Act .... (this act), is repealed.

5 \*b2096/2.1\* SECTION 1682ce. 49.175 (1) (d) 2. (title) of the statutes, as affected  
6 by 2001 Wisconsin Act .... (this act), is repealed.

7 \*b2096/2.1\* SECTION 1682cf. 49.175 (1) (d) 2. of the statutes, as affected by  
8 2001 Wisconsin Act .... (this act), is renumbered 49.175 (1) (d).

9 \*b0359/4.8\* SECTION 1683b. 49.175 (1) (e) of the statutes is amended to read:  
10 49.175 (1) (e) *Initial-contracts Contracts for 2000 and 2001.* For contracts  
11 under s. 49.143 having a term that begins on January 1, 2000, and ends on  
12 December 31, 1999, ~~\$245,171,800~~ 2001, \$20,136,800 in fiscal year 1999–2000  
13 2001–02.

14 \*b0359/4.8\* SECTION 1684b. 49.175 (1) (f) of the statutes is repealed.

15 \*b0359/4.8\* SECTION 1685b. 49.175 (1) (g) of the statutes is amended to read:  
16 49.175 (1) (g) *State administration of public assistance programs.* For state  
17 administration of public assistance programs, ~~\$31,831,000~~ \$24,680,700 in fiscal year  
18 ~~1999–2000~~ 2001–02 and ~~\$31,783,200~~ \$24,693,200 in fiscal year ~~2000–01~~ 2002–03.

19 \*b0359/4.8\* SECTION 1686a. 49.175 (1) (h) of the statutes is amended to read:  
20 49.175 (1) (h) *Food stamps for legal immigrants.* For food stamp benefits to  
21 qualified aliens under s. 49.124 (8), ~~\$420,000~~ \$745,000 in each fiscal year 2001–02.

22 \*b0625/3.12\* SECTION 1686b. 49.175 (1) (h) of the statutes, as affected by 2001  
23 Wisconsin Act .... (this act), is amended to read:

24 49.175 (1) (h) *Food stamps for legal immigrants.* For food stamp benefits to  
25 qualified aliens under s. ~~49.124~~ 49.79 (8), \$745,000 in fiscal year 2001–02.

1           **\*b0359/4.8\* SECTION 1687b.** 49.175 (1) (j) of the statutes is amended to read:

2           49.175 (1) (j) *Funeral expenses.* For funeral expenses under s. 49.30,  
3           \$~~3,300,000~~ \$4,550,200 in fiscal year ~~1999–2000~~ 2001–02 and \$~~3,925,100~~ \$4,550,200  
4           in fiscal year ~~2000–01~~ 2002–03.

5           **\*b0359/4.8\* SECTION 1689m.** 49.175 (1) (o) of the statutes is repealed.

6           **\*b0359/4.8\* SECTION 1690b.** 49.175 (1) (p) of the statutes is amended to read:

7           49.175 (1) (p) *Direct child care services.* For direct child care services under s.  
8           49.155, \$~~159,560,000~~ \$274,500,000 in fiscal year ~~1999–2000~~ 2001–02 and  
9           \$~~181,050,000~~ \$305,550,000 in fiscal year ~~2000–01~~ 2002–03.

10          **\*b0359/4.8\* SECTION 1691b.** 49.175 (1) (q) of the statutes is amended to read:

11          49.175 (1) (q) *Indirect child care services.* For indirect child care services under  
12          s. 49.155 (1g), \$~~11,812,300~~ \$24,293,900 in fiscal year ~~1999–2000~~ 2001–02 and  
13          \$~~11,367,600~~ \$15,458,000 in fiscal year ~~2000–01~~ 2002–03.

14          **\*b0359/4.8\* SECTION 1692b.** 49.175 (1) (qm) of the statutes is created to read:

15          49.175 (1) (qm) *Local pass-through grant program.* For the local pass-through  
16          grant program under s. 49.137 (4m), \$25,210,800 in fiscal year 2001–02 and  
17          \$17,253,200 in fiscal year 2002–03.

18          **\*b0359/4.8\* SECTION 1692m.** 49.175 (1) (r) of the statutes is amended to read:

19          49.175 (1) (r) *Early childhood excellence initiative.* For grants under s. 49.1375,  
20          \$~~7,500,000~~ in each \$11,395,900 in fiscal year 2001–02 and \$2,750,000 in fiscal year  
21          2002–03.

22          **\*b0359/4.8\* SECTION 1693b.** 49.175 (1) (s) of the statutes is repealed.

23          **\*b0363/1.2\* SECTION 1694b.** 49.175 (1) (t) of the statutes is repealed.

24          **\*b0359/4.8\* SECTION 1695b.** 49.175 (1) (u) of the statutes is amended to read:

1           49.175 (1) (u) *Workforce attachment and advancement program*. For services  
2 specified under s. 49.173, ~~\$9,700,000~~ \$9,641,000 in fiscal year ~~1999–2000~~ 2001–02  
3 and ~~\$10,000,000~~ \$7,842,200 in fiscal year ~~2000–01~~. ~~The department may not~~  
4 ~~distribute moneys allocated under this paragraph unless the joint committee on~~  
5 ~~finance approves the distribution~~ 2002–03.

6           **\*b0359/4.8\* SECTION 1696b.** 49.175 (1) (v) of the statutes is amended to read:

7           49.175 (1) (v) *Transportation assistance*. For transportation assistance under  
8 s. ~~49.157~~, ~~\$200,000~~ in fiscal year ~~1999–2000~~ and ~~\$2,000,000~~ for individuals who are  
9 eligible to receive temporary assistance for needy families under 42 USC 601 et. seq.,  
10 \$900,000 in each fiscal year 2000–01.

11           **\*b0359/4.8\* SECTION 1697b.** 49.175 (1) (w) of the statutes is repealed.

12           **\*b0359/4.8\* SECTION 1698b.** 49.175 (1) (x) of the statutes is repealed.

13           **\*b0359/4.8\* SECTION 1699b.** 49.175 (1) (y) of the statutes is amended to read:

14           49.175 (1) (y) *Literacy initiative*. For literacy grants under s. 49.169 and  
15 literacy services administered by the governor's office, ~~\$1,454,100~~ in each \$1,425,800  
16 in fiscal year 2001–02 and \$800,000 in fiscal year 2002–03.

17           **\*b0359/4.8\* SECTION 1700b.** 49.175 (1) (z) of the statutes is amended to read:

18           49.175 (1) (z) *Community youth grant*. For a competitive grant program  
19 administered by the department to fund programs that improve social, academic,  
20 and employment skills of youth who are eligible to receive temporary assistance for  
21 needy families under 42 USC 601 et seq., ~~\$7,500,000~~ in each \$7,579,700 in fiscal year  
22 2001–02 and \$500,000 fiscal year 2002–03.

23           **\*b0359/4.8\* SECTION 1701b.** 49.175 (1) (zb) of the statutes is repealed.

24           **\*b0359/4.8\* SECTION 1702b.** 49.175 (1) (zc) of the statutes is repealed.

25           **\*b0359/4.8\* SECTION 1703b.** 49.175 (1) (zd) of the statutes is amended to read:

1           49.175 (1) (zd) *Alcohol and other drug abuse.* For grants made under s. 49.167  
2 to organizations that provide community-based alcohol and other drug abuse  
3 treatment to individuals who are eligible for temporary assistance for needy families  
4 under 42 USC 601 et. seq., ~~\$1,000,000 in each~~ \$500,000 in fiscal year 2001–02.

5           **\*b0359/4.8\* SECTION 1704b.** 49.175 (1) (ze) 1. of the statutes is amended to  
6 read:

7           49.175 (1) (ze) 1. ‘Kinship care and long-term kinship care assistance.’ For the  
8 kinship care and long-term kinship care programs under s. 48.57 (3m), (3n), and  
9 (3p), ~~\$24,530,100 in~~ \$24,852,600 in each fiscal year 1999–2000 and ~~\$26,164,100 in~~  
10 ~~fiscal year 2000–01.~~

11           **\*b0359/4.8\* SECTION 1705b.** 49.175 (1) (ze) 2. of the statutes is amended to  
12 read:

13           49.175 (1) (ze) 2. ‘Children of recipients of supplemental security income.’ For  
14 payments made under s. 49.775 for the support of the dependent children of  
15 recipients of supplemental security income, ~~\$13,745,200~~ \$20,145,000 in fiscal year  
16 ~~1999–2000~~ 2001–02 and ~~\$17,930,000~~ \$19,796,000 in fiscal year ~~2000–01~~ 2002–03.

17           **\*b0359/4.8\* SECTION 1706b.** 49.175 (1) (ze) 3. of the statutes is repealed.

18           **\*b0359/4.8\* SECTION 1706m.** 49.175 (1) (ze) 5. of the statutes is repealed.

19           **\*b0359/4.8\* SECTION 1707b.** 49.175 (1) (ze) 7. of the statutes is amended to  
20 read:

21           49.175 (1) (ze) 7. ‘Adolescent services and pregnancy prevention programs.’  
22 For adolescent services and pregnancy prevention programs under ss. 46.93, 46.99,  
23 and 46.995, ~~\$1,808,300~~ \$1,816,500 in each fiscal year.

24           **\*b0359/4.8\* SECTION 1708b.** 49.175 (1) (ze) 8. of the statutes is amended to  
25 read:

1           49.175 (1) (ze) 8. ‘Domestic abuse services grants.’ For the domestic abuse  
2 services grants under s. 46.95 (2), ~~\$975,000 in fiscal year 1999–2000 and~~ \$1,000,000  
3 in each fiscal year thereafter.

4           **\*b0359/4.8\* SECTION 1709b.** 49.175 (1) (ze) 10. of the statutes is repealed.

5           **\*b0359/4.8\* SECTION 1709d.** 49.175 (1) (ze) 10m. of the statutes is created to  
6 read:

7           49.175 (1) (ze) 10m. ‘Safety services.’ For services provided in counties having  
8 a population of 500,000 or more to ensure the safety of children who the department  
9 of health and family services determines may remain at home if appropriate services  
10 are provided, \$7,094,100 in each fiscal year.

11           **\*b0359/4.8\* SECTION 1709f.** 49.175 (1) (ze) 11. of the statutes is created to read:

12           49.175 (1) (ze) 11. ‘Prevention services.’ For services to prevent child abuse or  
13 neglect in counties having a population of 500,000 or more, \$1,489,600 in each fiscal  
14 year.

15           **\*b0359/4.8\* SECTION 1710b.** 49.175 (1) (zf) of the statutes is amended to read:

16           49.175 (1) (zf) *Badger Challenge*. For the Badger Challenge program under s.  
17 21.25, ~~\$33,300 in fiscal year 1999–2000 and \$83,200 in~~ \$93,400 in fiscal year  
18 ~~2000–01~~ 2002–03.

19           **\*b0359/4.8\* SECTION 1711b.** 49.175 (1) (zh) of the statutes is amended to read:

20           49.175 (1) (zh) EARNED INCOME TAX CREDIT. For the transfer of moneys from the  
21 appropriation account under s. 20.445 (3) (md) to the appropriation account under  
22 s. 20.835 (2) (kf) for the earned income tax credit, ~~\$51,000,000~~ \$51,244,500 in fiscal  
23 year ~~1999–2000~~ 2001–02 and ~~\$54,000,000~~ \$52,200,000 in fiscal year ~~2000–01~~  
24 2002–03.

25           **\*-1303/5.40\* SECTION 1714.** 49.175 (1) (zm) of the statutes is repealed.

1           **\*b0747/1.4\* SECTION 1714d.** 49.175 (1) (zo) of the statutes is created to read:

2           49.175 (1) (zo) *After-school care program.* For the transfer of moneys to the  
3 department of public instruction for the after-school care grant program under 2001  
4 Wisconsin Act ... (this act), section 9140 (6w), \$150,000 in fiscal year 2002–03.

5           **\*-1303/5.41\* SECTION 1715.** 49.175 (2) (title) of the statutes is amended to  
6 read:

7           49.175 (2) (title) REDISTRIBUTION REALLOCATION OF FUNDS.

8           **\*b0364/2.6\* SECTION 1716m.** 49.175 (2) of the statutes is renumbered 49.175  
9 (2) (a) (intro.) and amended to read:

10           49.175 (2) (a) (intro.) The department may ~~redistribute~~ reallocate funds that  
11 are allocated for a purpose specified under any under a paragraph under sub. (1) to  
12 be used for any other purpose specified in any other a paragraph under sub. (1) if the  
13 all of the following requirements are met:

14           3. If the department proposes to reallocate not more than 5% of the total  
15 amount allocated for a purpose specified under a paragraph under sub. (1), the  
16 secretary of administration approves the ~~redistribution~~ reallocation.

17           **\*b0364/2.6\* SECTION 1716o.** 49.175 (2) (a) 1. of the statutes is created to read:

18           49.175 (2) (a) 1. The purpose for which the funds are reallocated is authorized  
19 by the appropriation from which the funds are derived.

20           **\*b0364/2.6\* SECTION 1716q.** 49.175 (2) (a) 2. of the statutes is created to read:

21           49.175 (2) (a) 2. The funds are reallocated for expenditure in the same fiscal  
22 year for which they were allocated under sub. (1).

23           **\*b0364/2.6\* SECTION 1716s.** 49.175 (2) (a) 4. of the statutes is created to read:

24           49.175 (2) (a) 4. If the department proposes to reallocate more than 5% of the  
25 total amount allocated for a purpose specified under a paragraph under sub. (1), the



1 secretary of administration approves the reallocation, and the joint committee on  
2 finance approves the reallocation as specified under par. (b).

3 **\*b0364/2.6\* SECTION 1716v.** 49.175 (2) (b) of the statutes is created to read:

4 49.175 (2) (b) If the department proposes to reallocate more than 5% of the total  
5 amount allocated for a purpose specified under a paragraph under sub. (1), and the  
6 secretary of administration has approved the reallocation under par. (a) 4., the  
7 secretary shall submit the proposal to the joint committee on finance for review. If  
8 the cochairpersons of the joint committee on finance do not notify the secretary  
9 within 14 working days after the date on which the proposal is submitted that the  
10 committee intends to schedule a meeting to review the proposal, the funds may be  
11 reallocated as proposed by the department. If, within 14 working days after the date  
12 on which the proposal is submitted, the cochairpersons of the committee notify the  
13 secretary that the committee intends to schedule a meeting to review the proposal,  
14 the funds may be reallocated only upon approval by the committee.

15 **\*b0364/2.6\* SECTION 1717g.** 49.175 (2) (c) of the statutes is created to read:

16 49.175 (2) (c) If the amounts of federal block grant moneys that are required  
17 to be credited to the appropriation accounts under s. 20.445 (3) (mc) and (md) are less  
18 than the amounts appropriated under s. 20.445 (3) (mc) and (md), the department  
19 shall submit a plan to the secretary of administration for reducing the amounts of  
20 moneys allocated under sub. (1). If the secretary of administration approves the  
21 plan, the amounts of moneys required to be allocated under sub. (1) may be reduced  
22 as proposed by the department and the department shall allocate the moneys as  
23 specified in the plan.

24 **\*-1303/5.44\* SECTION 1718.** 49.175 (3) of the statutes is created to read:

1           49.175 (3) REPORT ON EXPENDITURES. By November 1 of each fiscal year, the  
2 department shall submit a report to the secretary of administration and the  
3 cochairpersons of the joint committee on finance on the expenditures made from the  
4 appropriation accounts under s. 20.445 (3) (a), (cm), (dc), (dz), (e), (jL), (k), (L), (mc),  
5 (md), (nL), (pm), and (ps) in the previous fiscal year for the purposes specified in sub.  
6 (1).

7           **\*b0359/4.9\* SECTION 1718x.** 49.185 of the statutes is repealed.

8           **\*b0625/3.13\* SECTION 1723m.** 49.197 (1m) of the statutes is amended to read:

9           49.197 (1m) FRAUD INVESTIGATION. From the appropriations under s. 20.445 (3)  
10 (dz), ~~(kx)~~, (L), (md), (n), and (nL), the department shall establish a program to  
11 investigate suspected fraudulent activity on the part of recipients of medical  
12 ~~assistance under subch. IV~~, aid to families with dependent children under s. 49.19  
13 ~~and the food stamp program under 7 USC 2011 to 2036~~ and, on the part of  
14 participants in the Wisconsin works program under ss. 49.141 to 49.161, and, if the  
15 department of health and family services contracts with the department under sub.  
16 (5), on the part of recipients of medical assistance under subch. IV and food stamp  
17 benefits under the food stamp program under 7 USC 2011 to 2036. The department's  
18 activities under this subsection may include, but are not limited to, comparisons of  
19 information provided to the department by an applicant and information provided  
20 by the applicant to other federal, state, and local agencies, development of an  
21 advisory welfare investigation prosecution standard, and provision of funds to  
22 county departments under ss. 46.215, 46.22, and 46.23 and to Wisconsin works  
23 agencies to encourage activities to detect fraud. The department shall cooperate  
24 with district attorneys regarding fraud prosecutions.

25           **\*b0365/2.4\* SECTION 1724g.** 49.197 (3) of the statutes is amended to read:

1           49.197 (3) STATE ERROR REDUCTION ACTIVITIES. The department shall conduct  
2 activities to reduce payment errors in medical assistance under subch. IV, Wisconsin  
3 works under ss. 49.141 to 49.161, aid to families with dependent children under s.  
4 49.19 and the food stamp program under 7 USC 2011 to 2029. The department shall  
5 fund the activities under this section from the appropriation under s. 20.445 (3) (L).

6           **\*b0625/3.13\* SECTION 1724m.** 49.197 (3) of the statutes, as affected by 2001  
7 Wisconsin Act .... (this act), is amended to read:

8           49.197 (3) STATE ERROR REDUCTION ACTIVITIES. The department shall conduct  
9 activities to reduce payment errors in ~~medical assistance under subch. IV, Wisconsin~~  
10 ~~works under ss. 49.141 to 49.161, aid to families with dependent children under s.~~  
11 ~~49.19 and the food stamp program under 7 USC 2011 to 2029~~ and, if the department  
12 of health and family services contracts with the department under sub. (5), the  
13 medical assistance program under subch. IV and the food stamp program under 7  
14 USC 2011 to 2036.

15           **\*b0365/2.4\* SECTION 1725ag.** 49.197 (4) of the statutes is amended to read:

16           49.197 (4) COUNTY AND TRIBAL ERROR REDUCTION. The department shall provide  
17 funds from the appropriations under s. 20.445 (3) (dz), and (L) and (Lm) and federal  
18 matching funds from the appropriations under s. 20.445 (3) ~~(md)~~, (n) and (nL) to  
19 counties and governing bodies of federally recognized American Indian tribes  
20 administering medical assistance under subch. IV, ~~aid to families with dependent~~  
21 ~~children under s. 49.19~~ or the food stamp program under 7 USC 2011 to ~~2029~~ 2036  
22 to offset administrative costs of reducing payment errors in those programs.

23           **\*b0625/3.13\* SECTION 1725am.** 49.197 (4) of the statutes, as affected by 2001  
24 Wisconsin Act .... (this act), is amended to read:

1           49.197 (4) COUNTY AND TRIBAL ERROR REDUCTION. ~~The~~ If the department of  
2 health and family services contracts with the department under sub. (5), the  
3 department shall provide funds from the ~~appropriations~~ appropriation under s.  
4 20.445 (3) ~~(dz) and (L) and federal matching funds from the appropriations under s.~~  
5 ~~20.445 (3) (n) and (nL) (kx)~~ to counties and governing bodies of federally recognized  
6 American Indian tribes administering medical assistance under subch. IV or the food  
7 stamp program under 7 USC 2011 to 2036 to offset administrative costs of reducing  
8 payment errors in those programs.

9           **\*b0625/3.13\* SECTION 1725b.** 49.197 (5) of the statutes is created to read:

10           49.197 (5) CONTRACTS FOR MEDICAL ASSISTANCE AND FOOD STAMPS. The  
11 department of health and family services may contract with the department to  
12 investigate suspected fraudulent activity on the part of recipients of medical  
13 assistance under subch. IV or recipients of food stamp benefits under the food stamp  
14 program under 7 USC 2011 to 2036 as provided in this section.

15           **\*b0625/3.13\* SECTION 1725c.** 49.22 (6) of the statutes is amended to read:

16           49.22 (6) The department shall establish, pursuant to federal and state laws,  
17 rules and regulations, a uniform system of fees for services provided under this  
18 section to individuals not receiving aid under s. 46.261, 49.19 or 49.47; benefits under  
19 ~~s. 49.124, 49.148 or, 49.155, or 49.79;~~ foster care maintenance payments under 42  
20 USC 670 to 679a; or kinship care payments under s. 48.57 (3m) or long-term kinship  
21 care payments under s. 48.57 (3n). The system of fees may take into account an  
22 individual's ability to pay. Any fee paid and collected under this subsection may be  
23 retained by the county providing the service except for the fee specified in 42 USC  
24 653 (e) (2) for federal parent locator services.

25           **\*-1939/5.15\* SECTION 1726.** 49.30 (2) of the statutes is amended to read:

1           49.30 (2) From the ~~appropriation~~ appropriations under s. 20.445 (3) (dz) and  
2           (md), the department shall reimburse a county or applicable tribal governing body  
3           or organization for any amount that the county or applicable tribal governing body  
4           or organization is required to pay under sub. (1). From the ~~appropriation~~  
5           appropriations under s. 20.445 (3) (dz) and (md), the department shall reimburse a  
6           county or applicable tribal governing body or organization for cemetery expenses or  
7           for funeral and burial expenses for persons described under sub. (1) that the county  
8           or applicable tribal governing body or organization is not required to pay under subs.  
9           (1) and (1m) only if the department approves the reimbursement due to unusual  
10          circumstances.

11           \*~~1939/5.16~~\* SECTION 1727. 49.32 (2) (d) of the statutes is amended to read:

12           49.32 (2) (d) The department shall disburse from state or federal funds or both  
13           the entire amount and charge the county for its share under s. 49.33 (8) and (9).

14           \***b0625/3.14**\* SECTION 1728m. 49.32 (7) (b) of the statutes is amended to read:

15           49.32 (7) (b) The department shall conduct a program to periodically match the  
16           records of recipients of ~~medical assistance under s. 49.46, 49.468 or 49.47, aid to~~  
17           families with dependent children under s. 49.19 ~~and the food stamp program under~~  
18           ~~7 USC 2011 to 2029~~ and, if the department of health and family services contracts  
19           with the department under s. 49.197 (5), recipients of medical assistance under  
20           subch. IV and food stamp benefits under the food stamp program under 7 USC 2011  
21           to 2036 with the records of recipients under those programs in other states. If an  
22           agreement with the other states can be obtained, matches with records of states  
23           contiguous to this state shall be conducted at least annually.

24           \***b0625/3.14**\* SECTION 1729m. 49.32 (7) (c) of the statutes is amended to read:

1           49.32 (7) (c) The department shall conduct a program to periodically match the  
2 address records of recipients of ~~medical assistance under s. 49.46, 49.468 or 49.47,~~  
3 aid to families with dependent children under s. 49.19 and the ~~food stamp program~~  
4 ~~under 7 USC 2011 to 2029~~ and, if the department of health and family services  
5 contracts with the department under s. 49.197 (5), recipients of medical assistance  
6 under subch. IV and food stamp benefits under the food stamp program under 7 USC  
7 2011 to 2036 to verify residency and to identify recipients receiving duplicate or  
8 fraudulent payments.

9           **\*b0625/3.14\* SECTION 1730b.** 49.32 (7) (d) of the statutes is amended to read:

10           49.32 (7) (d) The department, with assistance from the department of  
11 corrections, shall conduct a program to periodically match the records of persons  
12 confined in state correctional facilities with the records of recipients of ~~medical~~  
13 ~~assistance under s. 49.46, 49.468 or 49.47,~~ aid to families with dependent children  
14 under s. 49.19 and the ~~food stamp program under 7 USC 2011 to 2029~~ and, if the  
15 department of health and family services contracts with the department under s.  
16 49.197 (5), recipients of medical assistance under subch. IV and food stamp benefits  
17 under the food stamp program under 7 USC 2011 to 2036 to identify recipients who  
18 may be ineligible for benefits.

19           **\*b0429/2.5\* SECTION 1730f.** 49.32 (10) (a) (intro.) of the statutes is amended  
20 to read:

21           49.32 (10) (a) (intro.) Each county department under s. 46.215, 46.22, or 46.23  
22 may release the current address of a recipient of food stamps or of aid under s. 49.19,  
23 and each Wisconsin works agency may release the current address of a participant  
24 in Wisconsin works under ss. 49.141 to 49.161 ~~or, if administering the food stamp~~

1 program, of a food stamp recipient, to a law enforcement officer if the officer meets  
2 all of the following conditions:

3 **\*b0360/2.10\* SECTION 1731g.** 49.33 (1) (b) of the statutes is amended to read:

4 49.33 (1) (b) “Income maintenance program” means ~~aid to families with~~  
5 ~~dependent children under s. 49.19, Wisconsin works under ss. 49.141 to 49.161, the~~  
6 medical assistance program under subch. IV of ch. 49, the badger care health care  
7 program under s. 49.665, the child care program under s. 49.155, or the food stamp  
8 program under 7 USC 2011 to ~~2029~~ 2036.

9 **\*b0625/4\* SECTION 1731gc.** 49.33 (1) (b) of the statutes, as affected by 2001  
10 Wisconsin Act .... (this act), is amended to read:

11 49.33 (1) (b) “Income maintenance program” means the medical assistance  
12 program under subch. IV of ch. 49, the badger care health care program under s.  
13 49.665, ~~the child care program under s. 49.155,~~ or the food stamp program under 7  
14 USC 2011 to 2036.

15 **\*b0360/2.10\* SECTION 1731m.** 49.33 (1) (c) of the statutes is repealed.

16 **\*b0360/2.10\* SECTION 1731t.** 49.33 (1) (cr) of the statutes is created to read:

17 49.33 (1) (cr) “Tribal governing body” means an elected governing body of a  
18 federally recognized American Indian tribe.

19 **\*b0360/2.10\* SECTION 1732b.** 49.33 (2) of the statutes is repealed and  
20 recreated to read:

21 49.33 (2) CONTRACTS (a) Annually, the department and the department of  
22 health and family services shall, jointly, contract with county departments under ss.  
23 46.215, 46.22, and 46.23, and may, jointly, contract with tribal governing bodies, to  
24 reimburse the county departments and tribal governing bodies for the reasonable

1 cost of administering the medical assistance program under subch. IV and the  
2 badger care health care program under s. 49.665.

3 (b) Annually, the department shall contract with county departments under ss.  
4 46.215, 46.22, and 46.23, and may, jointly, contract with tribal governing bodies, to  
5 reimburse the county departments and tribal governing bodies for the reasonable  
6 cost of administering income maintenance programs, other than the medical  
7 assistance program under subch. IV and the badger care health care program under  
8 s. 49.665.

9 **\*b0625/3.16\* SECTION 1732c.** 49.33 (2) of the statutes, as affected by 2001  
10 Wisconsin Act ... (this act), is repealed and recreated to read:

11 49.33 (2) CONTRACTS. Annually, the department of health and family services  
12 shall contract with county departments under ss. 46.215, 46.22, and 46.23, and may  
13 contract with tribal governing bodies, to reimburse the county departments and  
14 tribal governing bodies for the reasonable cost of administering income maintenance  
15 programs.

16 **\*-1939/5.26\* SECTION 1737.** 49.33 (8) (a) of the statutes is amended to read:

17 49.33 (8) (a) The From the appropriation accounts under ss. 20.445 (3) (dz),  
18 (kx), (md), and (nL) and subject to par. (b), the department shall reimburse each  
19 county and tribal governing body that contracts with the department and the  
20 department of health and family services under sub. (2) (a) for reasonable costs of  
21 income maintenance relating to the administration of the programs under this  
22 subchapter and subch. IV according to administering the medical assistance  
23 program under subch. IV and the badger care health care program under s. 49.665  
24 and that contracts with the department under sub. (2) (b) for the reasonable costs of  
25 administering income maintenance programs other than the medical assistance



1 program under subch. IV and the badger care health care program under s. 49.665.  
2 The amount of each reimbursement paid under this paragraph shall be calculated  
3 using a formula based on workload within the limits of available state and federal  
4 funds under s. 20.445 (3) (dz), (kx), (md), and (nL) by contract under s. 49.33 (2). The  
5 amount of reimbursement calculated under this paragraph and par. (b) is in addition  
6 to any reimbursement provided to a county or tribal governing body for fraud and  
7 error reduction under s. 49.197 (1m) and (4).

8 \*b0625/3.17\* SECTION 1737c. 49.33 (8) (a) of the statutes, as affected by 2001  
9 Wisconsin Act ... (this act), is amended to read:

10 49.33 (8) (a) From the appropriation accounts under ss. ~~20.445 (3) (dz), (kx),~~  
11 ~~(md), and (nL)~~ s. 20.435 (4) (bn) and (nn) and subject to par. (b), the department of  
12 health and family services shall reimburse each county and tribal governing body  
13 that contracts with the department ~~and the department of health and family services~~  
14 under sub. (2) (a) for reasonable costs of administering the ~~medical assistance~~  
15 ~~program under subch. IV and the badger care health care program under s. 49.665~~  
16 ~~and that contracts with the department under sub. (2) (b) for the reasonable costs of~~  
17 ~~administering income maintenance programs other than the medical assistance~~  
18 ~~program under subch. IV and the badger care health care program under s. 49.665.~~  
19 The amount of each reimbursement paid under this paragraph shall be calculated  
20 using a formula based on workload within the limits of available state and federal  
21 funds under s. ~~20.445 (3) (dz), (kx), (md), and (nL)~~ 20.435 (4) (bn) and (nn) by contract  
22 under s. 49.33 (2). The amount of reimbursement calculated under this paragraph  
23 and par. (b) is in addition to any reimbursement provided to a county or tribal  
24 governing body for fraud and error reduction under s. 49.197 (1m) and (4).

25 \*-1939/5.27\* SECTION 1738. 49.33 (8) (b) of the statutes is amended to read:

1           49.33 (8) (b) The department may adjust the amounts determined under par.  
2 (a) for workload changes and computer network activities performed by counties a  
3 county or tribal governing body and may reduce the amount of any reimbursement  
4 if federal reimbursement is withheld due to audits, quality control samples, or  
5 program reviews.

6           \*~~1939/5.28~~\* SECTION 1739. 49.33 (9) of the statutes is repealed.

7           \*~~1939/5.29~~\* SECTION 1740. 49.33 (10) (a) of the statutes is amended to read:

8           49.33 (10) (a) The Each county treasurer and each director of a county  
9 department under s. 46.215, 46.22, or 46.23 and each tribal governing body shall  
10 certify monthly under oath to the department in such manner as the department  
11 prescribes the claim of the county for state reimbursement under subs. sub. (8) and  
12 (9) and (a). The department shall review each claim of reimbursement and, if the  
13 department approves such the claim it, the department shall certify to the  
14 department of administration for reimbursement to the county for amounts due  
15 under ~~these subsections~~ sub. (8) (a) and payment claimed to be made to the counties  
16 monthly. The department may make advance payments prior to the beginning of  
17 each month equal to one-twelfth of the contracted amount.

18           \*~~1939/5.29~~\* SECTION 1740am. 49.33 (10) (a) of the statutes, as affected by  
19 2001 Wisconsin Act ... (this act), is amended to read:

20           49.33 (10) (a) Each county treasurer and director of a county department under  
21 s. 46.215, 46.22, or 46.23 and each tribal governing body shall certify monthly under  
22 oath to the department of health and family services in such manner as the  
23 department of health and family services prescribes the claim of the county for state  
24 reimbursement under sub. (8) (a). The department of health and family services  
25 shall review each claim of reimbursement and, if the department of health and

1 family services approves the claim, the department of health and family services  
2 shall certify to the department of administration for reimbursement to the county for  
3 amounts due under sub. (8) (a) and payment claimed to be made to the counties  
4 monthly. The department of health and family services may make advance  
5 payments prior to the beginning of each month equal to one-twelfth of the contracted  
6 amount.

7 \*b0360/2.19\* SECTION 1740bg. 49.33 (10) (b) of the statutes is amended to  
8 read:

9 49.33 (10) (b) To facilitate prompt reimbursement the certificate of the  
10 department may be based on the certified statements of the county officers or tribal  
11 governing body executives filed under par. (a). Funds recovered from audit  
12 adjustments from a prior fiscal year may be included in subsequent certifications  
13 only to pay counties owed funds as a result of any audit adjustment. By September  
14 30 annually, the department shall submit a report to the appropriate standing  
15 committees under s. 13.172 (3) on funds recovered and paid out during the previous  
16 calendar year as a result of audit adjustments.

17 \*b0360/2.19\* SECTION 1740bq. 49.33 (10) (b) of the statutes, as affected by  
18 2001 Wisconsin Act ... (this act), is amended to read:

19 49.33 (10) (b) To facilitate prompt reimbursement the certificate of the  
20 department of health and family services may be based on the certified statements  
21 of the county officers or tribal governing body executives filed under par. (a). Funds  
22 recovered from audit adjustments from a prior fiscal year may be included in  
23 subsequent certifications only to pay counties owed funds as a result of any audit  
24 adjustment. By September 30 annually, the department of health and family  
25 services shall submit a report to the appropriate standing committees under s.

1 13.172 (3) on funds recovered and paid out during the previous calendar year as a  
2 result of audit adjustments.

3 **\*-1300/1.1\* SECTION 1741.** 49.36 (1) of the statutes is renumbered 49.36 (1)  
4 (intro.) and amended to read:

5 49.36 (1) (intro.) In this section, ~~“custodial:~~

6 (a) “Custodial parent” means a parent who lives with his or her child for  
7 substantial periods of time.

8 **\*-1300/1.2\* SECTION 1742.** 49.36 (1) (b) of the statutes is created to read:

9 49.36 (1) (b) “Tribal governing body” means an elected tribal governing body  
10 of a federally recognized American Indian tribe or band.

11 **\*-1300/1.3\* SECTION 1743.** 49.36 (2) of the statutes is amended to read:

12 49.36 (2) The department may contract with any county, tribal governing body,  
13 or Wisconsin works agency to administer a work experience and job training program  
14 for parents who are not custodial parents and who fail to pay child support or to meet  
15 their children’s needs for support as a result of unemployment or underemployment.  
16 The program may provide the kinds of work experience and job training services  
17 available from the program under s. 49.193, 1997 stats., or s. 49.147 (3) or (4). The  
18 program may also include job search and job orientation activities. The department  
19 shall fund the program from the appropriation under s. 20.445 (3) (dz).

20 **\*-1300/1.4\* SECTION 1744.** 49.36 (4) of the statutes is amended to read:

21 49.36 (4) When a person completes 16 weeks of participation in a program  
22 under this section, the county, tribal governing body, or Wisconsin works agency  
23 operating the program shall inform the clerk of courts, by affidavit, of that  
24 completion.

25 **\*-1300/1.5\* SECTION 1745.** 49.36 (5) of the statutes is amended to read:

1           49.36 (5) A person participating in work experience as part of the program  
2 under this section is considered an employee of the county, tribal governing body, or  
3 Wisconsin works agency administering the program under this section for purposes  
4 of worker's compensation benefits only.

5           \***-1300/1.6\*** SECTION 1746. 49.36 (6) of the statutes is amended to read:

6           49.36 (6) A county, tribal governing body, or Wisconsin works agency  
7 administering the program under this section shall reimburse a person for  
8 reasonable transportation costs incurred because of participation in a program  
9 under this section up to a maximum of \$25 per month.

10          \***-1300/1.7\*** SECTION 1747. 49.36 (7) of the statutes is amended to read:

11          49.36 (7) The department shall pay a county, tribal governing body, or  
12 Wisconsin works agency not more than \$400 for each person who participates in the  
13 program under this section in the region in which the county, tribal governing body,  
14 or Wisconsin works agency administers the program under this section. The county,  
15 tribal governing body, or Wisconsin works agency shall pay any additional costs of  
16 the program.

17          \***-1926/3.1\*** SECTION 1748. 49.43 (8) of the statutes is amended to read:

18          49.43 (8) "Medical assistance" means any services or items under ss. 49.45 to  
19 ~~49.472~~ 49.473, except s. 49.472 (6), and under ss. 49.49 to 49.497, or any payment or  
20 reimbursement made for such services or items.

21          \***-1939/5.30\*** SECTION 1749. 49.45 (2) (a) 3. of the statutes is amended to read:

22          49.45 (2) (a) 3. Determine the eligibility of persons for medical assistance,  
23 rehabilitative, and social services under ss. 49.46, 49.468, and 49.47 and rules and  
24 policies adopted by the department and ~~may shall~~, under a contract under s. 49.33  
25 (2) (a), designate this function to the county department under s. 46.215, 46.22, or

1 46.23 or, to the extent permitted by federal law or a waiver from federal secretary of  
2 health and human services to a Wisconsin works agency a tribal governing body.

3 **\*-1939/5.31\* SECTION 1750.** 49.45 (2) (a) 3m. of the statutes is created to read:

4 49.45 (2) (a) 3m. If the department does not contract with the department of  
5 workforce development under s. 49.197 (5), establish a program to investigate  
6 suspected fraudulent activity on the part of recipients of medical assistance and  
7 establish a program to reduce errors in the payments of medical assistance.

8 **\*b2027/1.4\* SECTION 1750d.** 49.45 (2) (a) 10. of the statutes is renumbered  
9 49.45 (2) (a) 10. a. and amended to read:

10 49.45 (2) (a) 10. a. After reasonable notice and opportunity for hearing, recover  
11 money improperly or erroneously paid, or overpayments to a provider either by  
12 offsetting or adjusting amounts owed the provider under the program, crediting  
13 against a provider's future claims for reimbursement for other services or items  
14 furnished by the provider under the program, or by requiring the provider to make  
15 direct payment to the department or its fiscal intermediary.

16 **\*b2027/1.4\* SECTION 1750f.** 49.45 (2) (a) 10. b. of the statutes is created to read:

17 49.45 (2) (a) 10. b. Establish a deadline for payment of a recovery imposed  
18 under this subdivision and, if a provider fails to pay all of the amount to be recovered  
19 by the deadline, require payment, by the provider, of interest on any delinquent  
20 amount at the rate of 1% per month or fraction of a month from the date of the  
21 overpayment.

22 **\*b2027/1.4\* SECTION 1750g.** 49.45 (2) (a) 10. c. of the statutes is created to  
23 read:

24 49.45 (2) (a) 10. c. Promulgate rules to implement this subdivision.

1           **\*b2027/1.4\* SECTION 1750h.** 49.45 (2) (a) 11. of the statutes is renumbered  
2 49.45 (2) (a) 11. a. and amended to read:

3           49.45 (2) (a) 11. a. Establish criteria for the certification of eligible providers  
4 of services under Title XIX of the social security act medical assistance and, except  
5 as provided in par. (b) 6m. and s. 49.48, and subject to par. (b) 7. and 8., certify such  
6 eligible providers who meet the criteria.

7           **\*b2027/1.4\* SECTION 1750i.** 49.45 (2) (a) 11. b. of the statutes is created to read:  
8 49.45 (2) (a) 11. b. Promulgate rules to implement this subdivision.

9           **\*b2027/1.4\* SECTION 1750j.** 49.45 (2) (a) 12. of the statutes is renumbered  
10 49.45 (2) (a) 12. a. and amended to read:

11           49.45 (2) (a) 12. a. ~~Decertify or suspend under this subdivision~~ a provider from  
12 or restrict a provider's participation in the medical assistance program, if after  
13 giving reasonable notice and opportunity for hearing, the department finds that the  
14 provider has violated a federal statute or regulation or a state law statute or  
15 administrative rule and such violations are by law the violation is by statute,  
16 regulation, or rule grounds for decertification or suspension restriction. The  
17 department shall suspend the provider pending the hearing under this subdivision  
18 if the department includes in its decertification notice findings that the provider's  
19 continued participation in the medical assistance program pending hearing is likely  
20 to lead to the irretrievable loss of public funds and is unnecessary to provide  
21 adequate access to services to medical assistance recipients. As soon as practicable  
22 after the hearing, the department shall issue a written decision. No payment may  
23 be made under the medical assistance program with respect to any service or item  
24 furnished by the provider subsequent to decertification or during the period of  
25 suspension.

1           **\*b2027/1.4\* SECTION 1750k.** 49.45 (2) (a) 12. b. of the statutes is created to  
2 read:

3           49.45 (2) (a) 12. b. Promulgate rules to implement this subdivision.

4           **\*b1402/1.5\* SECTION 1750km.** 49.45 (2) (a) 24. of the statutes is created to  
5 read:

6           49.45 (2) (a) 24. Promulgate rules that require that the written plan of care for  
7 persons receiving personal care services under medical assistance be reviewed by a  
8 registered nurse at least every 60 days. The rules shall provide that the written plan  
9 of care shall designate intervals for visits to the recipient's home by a registered  
10 nurse as part of the review of the plan of care. The designated intervals for visits  
11 shall be based on the individual recipient's needs, and each recipient shall be visited  
12 in his or her home by a registered nurse at least once in every 12-month period. The  
13 rules shall also provide that a visit to the recipient is also required if, in the course  
14 of the nurse's review of the plan of care, there is evidence that a change in the  
15 recipient's condition has occurred that may warrant a change in the plan of care.

16           **\*b2027/1.4\* SECTION 1750L.** 49.45 (2) (b) 6m. of the statutes is created to read:

17           49.45 (2) (b) 6m. Limit the number of providers of particular services that may  
18 be certified under par. (a) 11. or the amount of resources, including employees and  
19 equipment, that a certified provider may use to provide particular services to medical  
20 assistance recipients, if the department finds that existing certified providers and  
21 resources provide services that are adequate in quality and amount to meet the need  
22 of medical assistance recipients for the particular services; and if the department  
23 finds that the potential for medical assistance fraud or abuse exists if additional  
24 providers are certified or additional resources are used by certified providers. The  
25 department shall promulgate rules to implement this subdivision.



1           **\*b2027/1.4\* SECTION 1750n.** 49.45 (2) (b) 7. of the statutes is created to read:

2           49.45 (2) (b) 7. Require, as a condition of certification under par. (a) 11., all  
3 providers of a specific service that is among those enumerated under s. 49.46 (2) or  
4 49.47 (6) (a), as specified in this subdivision, to file with the department a surety bond  
5 issued by a surety company licensed to do business in this state. Providers subject  
6 to this subdivision provide those services specified under s. 49.46 (2) or 49.47 (6) (a)  
7 for which providers have demonstrated significant potential to violate s. 49.49 (1) (a),  
8 (2) (a) or (b), (3), (3m) (a), (3p), (4) (a), or (4m) (a), to require recovery under par. (a)  
9 10., or to need additional sanctions under par. (a) 13. The surety bond shall be  
10 payable to the department in an amount that the department determines is  
11 reasonable in view of amounts of former recoveries against providers of the specific  
12 service and the department's costs to pursue those recoveries. The department shall  
13 promulgate rules to implement this subdivision that specify all of the following:

14           a. Services under medical assistance for which providers have demonstrated  
15 significant potential to violate s. 49.49 (1) (a), (2) (a) or (b), (3), (3m) (a), (3p), (4) (a),  
16 or (4m) (a), to require recovery under par. (a) 10., or to need additional sanctions  
17 under par. (a) 13.

18           b. The amount or amounts of the surety bonds.

19           c. Terms of the surety bond, including amounts, if any, without interest to be  
20 refunded to the provider upon withdrawal or decertification from the medical  
21 assistance program.

22           **\*b2027/1.4\* SECTION 1750p.** 49.45 (2) (b) 8. of the statutes is created to read:

23           49.45 (2) (b) 8. Require a person who takes over the operation, as defined in sub.  
24 (21) (ag), of a provider, to first obtain certification under par. (a) 11. for the operation  
25 of the provider, regardless of whether the person is currently certified. The

1 department may withhold the certification required under this subdivision until any  
2 outstanding repayment under sub. (21) is made. The department shall promulgate  
3 rules to implement this subdivision.

4 **\*b2027/1.4\* SECTION 1750r.** 49.45 (2) (b) 9. of the statutes is created to read:

5 49.45 (2) (b) 9. After providing reasonable notice and opportunity for a hearing,  
6 charge an assessment to a provider that repeatedly has been subject to recoveries  
7 under par. (a) 10. a. because of the provider's failure to follow identical or similar  
8 billing procedures or to follow other identical or similar program requirements. The  
9 assessment shall be used to defray in part the costs of audits and investigations by  
10 the department under sub. (3) (g) and may not exceed \$1,000 or 200% of the amount  
11 of any such repeated recovery made, whichever is greater. The provider shall pay the  
12 assessment to the department within 10 days after receipt of notice of the assessment  
13 or the final decision after administrative hearing, whichever is later. The  
14 department may recover any part of an assessment not timely paid by offsetting the  
15 assessment against any medical assistance payment owed to the provider and may  
16 refer any such unpaid assessments not collected in this manner to the attorney  
17 general, who may proceed with collection under this subdivision. Failure to timely  
18 pay in any manner an assessment charged under this subdivision, other than an  
19 assessment that is offset against any medical assistance payment owed to the  
20 provider, is grounds for decertification under subd. 12. A provider's payment of an  
21 assessment does not relieve the provider of any other legal liability incurred in  
22 connection with the recovery for which the assessment is charged, but is not evidence  
23 of violation of a statute or rule. The department shall credit all assessments received  
24 under this subdivision to the appropriation account under s. 20.435 (4) (iL). The  
25 department shall promulgate rules to implement this subdivision.