

1           2. Provide that, subject to the terms of any applicable collective bargaining  
2 agreement as provided in par. (a) 1., district employees are eligible to receive health  
3 care coverage under any county health insurance plan that is offered to county  
4 employees.

5           3. Provide that, subject to the terms of any applicable collective bargaining  
6 agreement as provided in par. (a) 1., district employees are eligible to participate in  
7 any deferred compensation or other benefit plan offered by the county to county  
8 employees, including disability and long-term care insurance coverage and income  
9 continuation insurance coverage.

10           **(9) CONFIDENTIALITY OF RECORDS.** No record, as defined in s. 19.32 (2), of the  
11 Milwaukee County child welfare district that contains personally identifiable  
12 information, as defined in s. 19.62 (5), concerning an individual who receives services  
13 from the district may be disclosed by the district without the individual's informed  
14 consent, except as permitted under s. 48.78 (2).

15           **(10) OBLIGATIONS AND DEBTS NOT THOSE OF COUNTY.** The obligations and debts  
16 of the Milwaukee County child welfare district are not the obligations or debts of the  
17 county that created the district.

18           **(11) ASSISTANCE TO MILWAUKEE COUNTY CHILD WELFARE DISTRICT.** From moneys  
19 in the county treasury that are not appropriated to some other purpose, the county  
20 board of supervisors of the county that created the district may appropriate moneys  
21 to the Milwaukee County child welfare district as a gift or may lend moneys to the  
22 district.

23           **(12) DISSOLUTION.** Subject to the performance of its contractual obligations and  
24 to prior approval by the secretary of the department, the Milwaukee County child  
25 welfare district may be dissolved by the joint action of the district board and county

1 board of supervisors of the county that created the district. If the district is dissolved,  
2 the property of the district shall be transferred to the county board of supervisors of  
3 the county that created the district except that if the district has funds in a risk  
4 reserve, disposition of those funds shall be made under the terms of the district's  
5 contract with the department.”.

6 \*b0898/2.12\* **806.** Page 583, line 2: after that line insert:

7 \*b0898/2.12\* “**SECTION 1636n.** 48.75 (1b) of the statutes is amended to read:

8 48.75 (1b) In this section, “public licensing agency” means a county  
9 department or, in a county having a population of 500,000 or more, the department  
10 or, with the approval of the department, the Milwaukee County child welfare district.

11 \*b0898/2.12\* **SECTION 1636p.** 48.78 (1) of the statutes is amended to read:

12 48.78 (1) In this section, unless otherwise qualified, “agency” means the  
13 department, a county department, a licensed child welfare agency, the Milwaukee  
14 County child welfare district, a licensed day care center, or a licensed maternity  
15 hospital.

16 \*b0898/2.12\* **SECTION 1651h.** 48.981 (1) (ag) of the statutes is amended to  
17 read:

18 48.981 (1) (ag) “Agency” means a county department, the department in a  
19 county having a population of 500,000 or more ~~or,~~ a licensed child welfare agency  
20 under contract with a county department ~~or the department in a county having a~~  
21 ~~population of 500,000 or more~~ to perform investigations under this section, or, if  
22 contracted by the department to perform investigations under this section in a  
23 county having a population of 500,000 or more, a licensed child welfare agency or the  
24 Milwaukee County child welfare district.”.

1           **\*b0898/2.13\* 807.** Page 583, line 6: delete “a licensed child”.

2           **\*b0898/2.14\* 808.** Page 583, line 7: delete “welfare” and substitute “a  
3 ~~licensed child welfare~~”.

4           **\*b0898/2.15\* 809.** Page 583, line 13: delete “a licensed child welfare” and  
5 substitute “~~a licensed child welfare~~”.

6           **\*b0898/2.16\* 810.** Page 583, line 15: delete “licensed child welfare” and  
7 substitute “~~licensed child welfare~~”.

8           **\*b0898/2.17\* 811.** Page 583, line 17: delete “a licensed child welfare”.

9           **\*b0898/2.18\* 812.** Page 583, line 22: delete “a licensed child welfare” and  
10 substitute “~~a licensed child welfare~~”.

11           **\*b0898/2.19\* 813.** Page 584, line 3: delete “licensed child welfare”.

12           **\*b0898/2.20\* 814.** Page 584, line 13: delete lines 13 to 25.

13           **\*b0898/2.21\* 815.** Page 585, line 1: delete lines 1 to 9 and substitute:

14           **\*b0898/2.21\* “SECTION 1651tb.** 48.981 (3) (c) 2. a. of the statutes is amended  
15 to read:

16           48.981 (3) (c) 2. a. If the person making the investigation is an employee of the  
17 county department or, in a county having a population of 500,000 or more, the  
18 department or a ~~licensed child welfare~~ agency under contract with the department  
19 and he or she determines that it is consistent with the child’s best interest in terms  
20 of physical safety and physical health to remove the child from his or her home for  
21 immediate protection, he or she shall take the child into custody under s. 48.08 (2)  
22 or 48.19 (1) (c) and deliver the child to the intake worker under s. 48.20.

1           **\*b0898/2.21\* SECTION 1651td.** 48.981 (3) (c) 2m. a. of the statutes is amended  
2 to read:

3           48.981 (3) (c) 2m. a. If the person making the investigation is an employee of  
4 the county department or, in a county having a population of 500,000 or more, the  
5 department or ~~a licensed child welfare~~ agency under contract with the department  
6 and he or she determines that it is consistent with the best interest of the unborn  
7 child in terms of physical safety and physical health to take the expectant mother  
8 into custody for the immediate protection of the unborn child, he or she shall take the  
9 expectant mother into custody under s. 48.08 (2), 48.19 (1) (cm), or 48.193 (1) (c) and  
10 deliver the expectant mother to the intake worker under s. 48.20 or 48.203.

11           **\*b0898/2.21\* SECTION 1651tf.** 48.981 (3) (c) 3. of the statutes is amended to  
12 read:

13           48.981 (3) (c) 3. If the county department or, in a county having a population  
14 of 500,000 or more, the department or ~~a licensed child welfare~~ agency under contract  
15 with the department determines that a child, any member of the child's family, or the  
16 child's guardian or legal custodian is in need of services or that the expectant mother  
17 of an unborn child is in need of services, the county department, or department or  
18 ~~licensed child welfare~~ agency shall offer to provide appropriate services or to make  
19 arrangements for the provision of services. If the child's parent, guardian, or legal  
20 custodian or the expectant mother refuses to accept the services, the county  
21 department, or department or ~~licensed child welfare~~ agency may request that a  
22 petition be filed under s. 48.13 alleging that the child who is the subject of the report  
23 or any other child in the home is in need of protection or services or that a petition  
24 be filed under s. 48.133 alleging that the unborn child who is the subject of the report  
25 is in need of protection or services.

1           **\*b0898/2.21\* SECTION 1651th.** 48.981 (3) (c) 4. of the statutes is amended to  
2 read:

3           48.981 (3) (c) 4. The county department or, in a county having a population of  
4 500,000 or more, the department or ~~a licensed child welfare~~ agency under contract  
5 with the department shall determine, within 60 days after receipt of a report,  
6 whether abuse or neglect has occurred or is likely to occur. The determination shall  
7 be based on a preponderance of the evidence produced by the investigation. A  
8 determination that abuse or neglect has occurred may not be based solely on the fact  
9 that the child's parent, guardian, or legal custodian in good faith selects and relies  
10 on prayer or other religious means for treatment of disease or for remedial care of the  
11 child. In making a determination that emotional damage has occurred, the county  
12 department or, in a county having a population of 500,000 or more, the department  
13 or ~~a licensed child welfare~~ agency under contract with the department shall give due  
14 regard to the culture of the subjects. This subdivision does not prohibit a court from  
15 ordering medical services for the child if the child's health requires it.

16           **\*b0898/2.21\* SECTION 1651tj.** 48.981 (3) (c) 5m. of the statutes is amended to  
17 read:

18           48.981 (3) (c) 5m. If the county department or, in a county having a population  
19 of 500,000 or more, the department or ~~a licensed child welfare~~ agency under contract  
20 with the department determines under subd. 4. that a specific person has abused or  
21 neglected a child, the county department, or department or ~~licensed child welfare~~  
22 agency, within 15 days after the date of the determination, shall notify the person in  
23 writing of the determination, the person's right to appeal the determination, and the  
24 procedure by which the person may appeal the determination, and the person may  
25 appeal the determination in accordance with the procedures established by the

1 department under this subdivision. The department shall promulgate rules  
2 establishing procedures for conducting an appeal under this subdivision. Those  
3 procedures shall include a procedure permitting an appeal under this subdivision to  
4 be held in abeyance pending the outcome of any criminal proceedings or any  
5 proceedings under s. 48.13 based on the alleged abuse or neglect or the outcome of  
6 any investigation that may lead to the filing of a criminal complaint or a petition  
7 under s. 48.13 based on the alleged abuse or neglect.

8 **\*b0898/2.21\* SECTION 1651tk.** 48.981 (3) (c) 7. of the statutes is amended to  
9 read:

10 48.981 (3) (c) 7. The county department or, in a county having a population of  
11 500,000 or more, the department or ~~a licensed child welfare~~ agency under contract  
12 with the department shall cooperate with law enforcement officials, courts of  
13 competent jurisdiction, tribal governments, and other human services agencies to  
14 prevent, identify, and treat child abuse and neglect and unborn child abuse. The  
15 county department or, in a county having a population of 500,000 or more, the  
16 department or ~~a licensed child welfare~~ agency under contract with the department  
17 shall coordinate the development and provision of services to abused and neglected  
18 children, to abused unborn children to families in which child abuse or neglect has  
19 occurred, to expectant mothers who have abused their unborn children, to children  
20 and families when circumstances justify a belief that abuse or neglect will occur, and  
21 to the expectant mothers of unborn children when circumstances justify a belief that  
22 unborn child abuse will occur.

23 **\*b0898/2.21\* SECTION 1651tm.** 48.981 (3) (c) 8. of the statutes is amended to  
24 read:

1           48.981 (3) (c) 8. Using the format prescribed by the department, each county  
2 department shall provide the department with information about each report that  
3 the county department receives or that is received by a licensed child welfare agency  
4 that is under contract with the county department and about each investigation that  
5 the county department or a licensed child welfare agency under contract with the  
6 county department conducts. Using the format prescribed by the department, a  
7 ~~licensed child welfare~~ an agency under contract with the department shall provide  
8 the department with information about each report that the ~~child welfare~~ agency  
9 receives and about each investigation that the ~~child welfare~~ agency conducts. This  
10 information shall be used by the department to monitor services provided by county  
11 departments or ~~licensed child welfare~~ agencies under contract with county  
12 departments or the department. The department shall use nonidentifying  
13 information to maintain statewide statistics on child abuse and neglect and on  
14 unborn child abuse, and for planning and policy development purposes.

15           **\*b0898/2.21\* SECTION 1651tn.** 48.981 (3) (cm) of the statutes is amended to  
16 read:

17           48.981 (3) (cm) ~~Contract with licensed child welfare agencies.~~ Contract with  
18 agencies. A county department may contract with a licensed child welfare agency to  
19 fulfill the county department's duties specified under par. (c) 1., 2. b., 2m. b., 5., 6.,  
20 6m., and 8. The department may contract with a licensed child welfare agency or  
21 with the Milwaukee County child welfare district to fulfill the department's duties  
22 specified under par. (c) 1., 2. a., 2m. b., 3., 4., 5., 5m., 6., 6m., 7., 8., and 9. in a county  
23 having a population of 500,000 or more. The confidentiality provisions specified in  
24 sub. (7) shall apply to any licensed child welfare agency with which a county

1 department or the department contracts and to the Milwaukee County child welfare  
2 district, if the department contracts with the district.

3 \*b0898/2.21\* SECTION 1651to. 48.981 (3) (d) of the statutes is amended to  
4 read:

5 48.981 (3) (d) *Independent investigation.* 1. In this paragraph, “agent”  
6 includes, but is not limited to, a foster parent, treatment foster parent, or other  
7 person given custody of a child or a human services professional employed by a  
8 county department under s. 51.42 or 51.437 or by ~~a child welfare~~ an agency who is  
9 working with a child or an expectant mother of an unborn child under contract with  
10 or under the supervision of the department in a county having a population of  
11 500,000 or more or a county department under s. 46.22.

12 2. If an agent or employee of an agency required to investigate under this  
13 subsection is the subject of a report, or if the agency determines that, because of the  
14 relationship between the agency and the subject of a report, there is a substantial  
15 probability that the agency would not conduct an unbiased investigation, the agency  
16 shall, after taking any action necessary to protect the child or unborn child, notify  
17 the department. Upon receipt of the notice, the department, in a county having a  
18 population of less than 500,000, ~~or a county department or child welfare~~ an agency  
19 designated by the department in any county shall conduct an independent  
20 investigation. If the department designates a county department under s. 46.22,  
21 46.23, 51.42, or 51.437, that county department shall conduct the independent  
22 investigation. If a licensed child welfare agency or the Milwaukee County child  
23 welfare district agrees to conduct the independent investigation, the department  
24 may designate the child welfare agency or district to do so. The powers and duties



1 of the department or designated county department or child welfare agency making  
2 an independent investigation are those given to county departments under par. (c).

3 \*b0898/2.21\* SECTION 1651tp. 48.981 (5) of the statutes is amended to read:

4 48.981 (5) CORONER'S REPORT. Any person or official required to report cases of  
5 suspected child abuse or neglect who has reasonable cause to suspect that a child  
6 died as a result of child abuse or neglect shall report the fact to the appropriate  
7 medical examiner or coroner. The medical examiner or coroner shall accept the  
8 report for investigation and shall report the findings to the appropriate district  
9 attorney; to the department or, in a county having a population of 500,000 or more,  
10 to a licensed child welfare an agency under contract with the department; to the  
11 county department; and, if the institution making the report initially is a hospital,  
12 to the hospital.

13 \*b0898/2.21\* SECTION 1651tr. 48.981 (7) (a) 5. of the statutes is amended to  
14 read:

15 48.981 (7) (a) 5. A professional employee of a county department under s. 51.42  
16 or 51.437 who is working with the child or the expectant mother of the unborn child  
17 under contract with or under the supervision of the county department under s. 46.22  
18 or, in a county having a population of 500,000 or more, the department or a licensed  
19 child welfare agency under contract with the department.

20 \*b0898/2.21\* SECTION 1651tt. 48.981 (7) (a) 6. of the statutes is amended to  
21 read:

22 48.981 (7) (a) 6. A multidisciplinary child abuse and neglect or unborn child  
23 abuse team recognized by the county department or, in a county having a population  
24 of 500,000 or more, the department or a licensed child welfare agency under contract  
25 with the department.

1           **\*b0898/2.21\* SECTION 1651tv.** 48.981 (7) (a) 6m. of the statutes is amended to  
2 read:

3           48.981 (7) (a) 6m. A person employed by a child advocacy center recognized by  
4 the county board, the county department or, in a county having a population of  
5 500,000 or more, the department or ~~a licensed child welfare~~ agency under contract  
6 with the department, to the extent necessary to perform the services for which the  
7 center is recognized by the county board, the county department, the department, or  
8 the ~~licensed child welfare~~ agency.

9           **\*b0898/2.21\* SECTION 1651tx.** 48.981 (7) (a) 15. of the statutes is amended to  
10 read:

11           48.981 (7) (a) 15. A child fatality review team recognized by the county  
12 department or, in a county having a population of 500,000 or more, the department  
13 or ~~a licensed child welfare~~ agency under contract with the department.

14           **\*b0898/2.21\* SECTION 1651w.** 48.981 (8) (a) of the statutes is amended to read:

15           48.981 (8) (a) The department, the county departments, and ~~a licensed child~~  
16 welfare an agency under contract with the department in a county having a  
17 population of 500,000 or more to the extent feasible shall conduct continuing  
18 education and training programs for staff of the department, the county  
19 departments, ~~a licensed child welfare agency~~ the agencies under contract with the  
20 department or a county department, law enforcement agencies, and the tribal social  
21 services departments, persons, and officials required to report, the general public,  
22 and others as appropriate. The programs shall be designed to encourage reporting  
23 of child abuse and neglect and of unborn child abuse, to encourage self-reporting and  
24 voluntary acceptance of services, and to improve communication, cooperation, and  
25 coordination in the identification, prevention, and treatment of child abuse and

1 neglect and of unborn child abuse. Programs provided for staff of the department,  
2 county departments, and ~~licensed child welfare~~ agencies under contract with county  
3 departments or, ~~in a county having a population of 500,000 or more~~, the department  
4 whose responsibilities include the investigation or treatment of child abuse or  
5 neglect shall also be designed to provide information on means of recognizing and  
6 appropriately responding to domestic abuse, as defined in s. 46.95 (1) (a). The  
7 department, the county departments, and a ~~licensed child welfare~~ an agency under  
8 contract with the department in a county having a population of 500,000 or more  
9 shall develop public information programs about child abuse and neglect and about  
10 unborn child abuse.

11 \*b0898/2.21\* SECTION 1651x. 48.981 (8) (c) of the statutes is amended to read:  
12 48.981 (8) (c) In meeting its responsibilities under par. (a) or (b), the  
13 department, a county department, or a ~~licensed child welfare~~ an agency under  
14 contract with the department in a county having a population of 500,000 or more may  
15 contract with any public or private organization ~~which~~ that meets the standards set  
16 by the department. In entering into the contracts the department, county  
17 department, or ~~licensed child welfare~~ agency shall give priority to parental  
18 organizations combating child abuse and neglect or unborn child abuse.”

19 \*b0909/3.1\* 816. Page 586, line 13: after that line insert:

20 \*b0909/3.1\* “SECTION 1656h. 48.985 (5) of the statutes is created to read:  
21 48.985 (5) MILWAUKEE CHILD WELFARE AIDS. Of the amounts received under 42  
22 USC 620 to 626 and credited to the appropriation account under s. 20.435 (3) (nL),  
23 the department shall transfer \$58,600 in fiscal year 2001–02 and \$66,800 in fiscal

1 year 2002–03 to the appropriation account under s. 20.435 (3) (kw) and shall expend  
2 those moneys to provide services to children and families under s. 48.48 (17).”.

3 \*b1095/3.10\* **817.** Page 586, line 14: delete “SECTION 1656tym” and  
4 substitute “SECTION 1656sy”.

5 \*b0927/1.1\* **818.** Page 588, line 4: after that line insert:

6 \*b0927/1.1\* “SECTION 1656tkf. 49.124 (1m) (e) of the statutes is created to  
7 read:

8 49.124 (1m) (e) 1. In this paragraph, “area” means a county or combination of  
9 counties; a city; a village; a town; a smaller geographic region of a county, city, village  
10 or town; or a federally recognized American Indian reservation.

11 2. The department shall request a waiver from the secretary of the federal  
12 department of agriculture to permit the department to waive the work requirement  
13 under par. (a) for any group of individuals, as authorized under 7 USC 2015, who  
14 meet any of the following requirements:

15 a. The group resides in an area determined by the department to have an  
16 unemployment rate of over 10%.

17 b. The group resides in an area that the department determines does not have  
18 a sufficient number of jobs to provide employment for that group of individuals.

19 3. If the waiver under subd. 2. is granted and in effect, the department shall  
20 implement the waiver.

21 \*b0927/1.1\* **SECTION 1656tkg.** 49.124 (1m) (e) of the statutes, as created by  
22 2001 Wisconsin Act ... (this act), is renumbered 49.13 (2) (e).”.

23 \*b0954/1.1\* **819.** Page 593, line 19: after that line insert:

24 \*b0954/1.1\* “SECTION 8657d. 49.141 (1) (g) of the statutes is amended to read:

1           49.141 (1) (g) “Minimum wage” means the state minimum hourly wage under  
2 ~~ch. 104 s. 104.035 (2)~~ or the federal minimum hourly wage under 29 USC 206 (a) (1),  
3 whichever is applicable.”.

4           **\*b0970/1.1\* 820.** Page 593, line 19: after that line insert:

5           **\*b0970/1.1\* “SECTION 9657d.** 49.141 (1) (cm) of the statutes is created to read:

6           49.141 (1) (cm) “Domestic abuse” means any of the following:

7           1. Physical acts that result in, or threaten to result in, physical injury to an  
8 individual.

9           2. Sexual abuse.

10          3. Sexual activity involving a dependent child.

11          4. Being forced to engage in nonconsensual sexual acts or activities.

12          5. Threats of, or attempts at, physical or sexual abuse.

13          6. Mental abuse.

14          7. Neglect or deprivation of medical care.”.

15          **\*b1064/3.1\* 821.** Page 593, line 19: after that line insert:

16          **\*b1064/3.1\* “SECTION 1657fb.** 49.141 (2g) (a) (intro.) of the statutes is  
17 renumbered 49.141 (2g) (a) and amended to read:

18           49.141 (2g) (a) The department shall contract with the legislative audit bureau  
19 to conduct, biennially, a financial and performance audit of Wisconsin works. The  
20 legislative audit bureau shall include in its audit all of the following:

21           **\*b1064/3.1\* SECTION 1657fc.** 49.141 (2g) (a) 1. of the statutes is repealed.

22           **\*b1064/3.1\* SECTION 1657fcc.** 49.141 (2g) (a) 2. of the statutes is repealed.

23           **\*b1064/3.1\* SECTION 1657fd.** 49.141 (2g) (b) of the statutes is amended to read:

1           49.141 (2g) (b) The legislative audit bureau shall file ~~the~~ each audit no later  
2 than ~~July 1, 2000, January 1 of each odd-numbered year~~ in the manner described  
3 under s. 13.94 (1) (b).

4           **\*b1064/3.1\* SECTION 1657ff.** 49.141 (2g) (c) of the statutes is created to read:

5           49.141 (2g) (c) The department shall pay all or a portion of the costs of  
6 conducting the audits, as requested by the legislative audit bureau.”.

7           **\*b0968/3.1\* 822.** Page 593, line 21: delete “par.” and substitute “pars. (ak)  
8 and”.

9           **\*b0968/3.2\* 823.** Page 594, line 13: after that line insert:

10          **\*b0968/3.2\* “SECTION 1657k.** 49.143 (1) (ak) of the statutes is created to read:

11          49.143 (1) (ak) If a Wisconsin works agency that is not a county department  
12 under s. 46.215, 46.22, or 46.23 elects under par. (ag) not to enter into a contract  
13 under par. (a) 2., the department shall contract with the county department under  
14 s. 46.215, 46.22, or 46.23 of the county in which the Wisconsin works agency  
15 administered Wisconsin works, to administer Wisconsin works in the geographical  
16 area for which the Wisconsin works agency contracted. A county department may  
17 elect not to enter into a contract under this paragraph if the county department  
18 notifies the department by the date established by the department. If a county  
19 department elects not to enter into a contract under this paragraph, the department  
20 shall award contracts under the competitive process under par. (a) 1.”.

21          **\*b0968/3.3\* 824.** Page 594, line 16: delete “If” and substitute  
22 “Notwithstanding par. (ak), if”.

23          **\*b0968/3.4\* 825.** Page 594, line 24: delete “~~or (am)~~” and substitute “or (~~am~~)  
24 (ak)”.

1           **\*b0968/3.5\* 826.** Page 595, line 1: delete “~~or (am) 1.~~” and substitute “or ~~(am)~~  
2     ~~1. (ak)~~”.

3           **\*b0968/3.6\* 827.** Page 595, line 22: delete “~~or (am)~~” and substitute “or ~~(am)~~  
4     ~~(ak)~~”.

5           **\*b0965/1.1\* 828.** Page 595, line 25: after that line insert:

6           **\*b0965/1.1\*** “SECTION 1660bf. 49.143 (2) (g) of the statutes is created to read:  
7           49.143 (2) (g) Base any bonuses paid to employees of the Wisconsin works  
8           agency, or to any person with whom the Wisconsin works agency subcontracts to  
9           administer any part of Wisconsin works, on the employee’s or person’s success in  
10          helping participants increase their income above the federal poverty line and report  
11          quarterly to the department on the bonuses paid to any employee or person with  
12          whom the Wisconsin works agency contracts to administer any part of Wisconsin  
13          works. The department shall specify criteria for determining whether a bonus may  
14          be paid as specified in this paragraph.”.

15          **\*b0903/1.1\* 829.** Page 596, line 2: delete “TRANSFER OF FUNDING ALLOCATIONS  
16          PROHIBITED.” and substitute “CONTRACT PROHIBITIONS. (a)”.

17          **\*b0963/1.1\* 830.** Page 596, line 2: delete “TRANSFER OF FUNDING ALLOCATIONS  
18          PROHIBITED.” and substitute “CONTRACT PROHIBITIONS. (a)”.

19          **\*b0903/1.2\* 831.** Page 596, line 6: delete “(a)” and substitute “1.”.

20          **\*b0963/1.2\* 832.** Page 596, line 6: delete “(a)” and substitute “1.”.

21          **\*b0895/2.1\* 833.** Page 596, line 7: after that line insert:

22          **\*b0895/2.1\*** “SECTION 1660dp. 49.143 (3g) (a) 1. of the statutes is amended to  
23          read:

1           49.143 (3g) (a) 1. The placement of participants in Wisconsin works  
2 employment positions into unsubsidized employment, as defined in s. 49.147 (1) (e).”.

3           **\*b0903/1.4\* 834.** Page 596, line 7: after that line insert:

4           “(b) No Wisconsin works agency may expend moneys that are provided under  
5 a contract under sub. (1) to conduct public relations activities unless the public  
6 relations activities are directly related to providing community outreach and  
7 informing participants about the services available under Wisconsin works.”.

8           **\*b0963/1.4\* 835.** Page 596, line 7: after that line insert:

9           “(b) Each contract under sub. (1) shall specify that a Wisconsin works agency  
10 may not use moneys that are provided under the contract to pay any portion of a  
11 salary of an employee of the Wisconsin works agency, or of a person with whom the  
12 Wisconsin works agency contracts to administer any part of Wisconsin works, that  
13 exceeds the amount paid the governor under s. 20.923 (2) (c).”.

14           **\*b0903/1.3\* 836.** Page 596, line 7: delete “(b)” and substitute “2.”.

15           **\*b0963/1.3\* 837.** Page 596, line 7: delete “(b)” and substitute “2.”.

16           **\*b0895/2.2\* 838.** Page 597, line 3: after that line insert:

17           **\*b0895/2.2\* SECTION 1660hb.** 49.145 (3) (b) 1. of the statutes is amended to  
18 read:

19           49.145 (3) (b) 1. All earned and unearned income of the individual, except any  
20 amount received under section 32 of the ~~internal revenue code~~ Internal Revenue  
21 Code, as defined in s. 71.01 (6), any amount received under s. 71.07 (9e), any payment  
22 made by an employer under section 3507 of the ~~internal revenue code~~ Internal  
23 Revenue Code, as defined in s. 71.01 (6), any student financial aid received under any  
24 federal or state program, any scholarship used for tuition and books, and any



1 assistance received under s. 49.148. In determining the earned and unearned  
2 income of the individual, the Wisconsin works agency may not include income earned  
3 by a dependent child of the individual.

4 \*b0895/2.2\* SECTION 1660jd. 49.147 (1) (intro.) of the statutes is repealed.

5 \*b0895/2.2\* SECTION 1660jg. 49.147 (1) (c) of the statutes is renumbered  
6 49.141 (1) (nm).

7 \*b0895/2.2\* SECTION 1660jj. 49.147 (2) (c) of the statutes is created to read:

8 49.147 (2) (c) *Interference with education prohibited.* A participant's  
9 participation in unsubsidized employment may not interfere with the participant's  
10 education under sub. (5m).

11 \*b0895/2.2\* SECTION 1660jk. 49.147 (4) (am) of the statutes is amended to  
12 read:

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

1           **\*b0895/2.2\* SECTION 1660jL.** 49.147 (4) (as) of the statutes is renumbered  
2 49.147 (4) (as) 1. and amended to read:

3           49.147 (4) (as) 1. Except as provided in pars. (at) ~~and~~, (av), and (d) and sub. (5m)  
4 and subject to subd. 3., a Wisconsin works agency shall require a participant placed  
5 in a community service job program to work in a community service job for the  
6 number of hours determined by the Wisconsin works agency to be appropriate for the  
7 participant at the time of application or review, but not to exceed 30 hours per week.

8           2. Except as provided in pars. (at) ~~and~~, (av), and (d) and subject to subd. 3., a  
9 Wisconsin works agency may require a participant placed in the community service  
10 job program to participate in education or training activities under par. (am) for not  
11 more than ~~10~~ 20 hours per week.

12           **\*b0895/2.2\* SECTION 1660jn.** 49.147 (4) (as) 3. of the statutes is created to  
13 read:

14           49.147 (4) (as) 3. No participant may be required to participate in the  
15 community service job program for more than 40 hours per week.

16           **\*b0895/2.2\* SECTION 1660jp.** 49.147 (4) (av) of the statutes is amended to read:

17           49.147 (4) (av) *Education for 18-year-old and 19-year-old students.* A  
18 Wisconsin works agency shall permit a participant under this subsection who has not  
19 attained the age of 20 and who has not obtained a high school diploma or a  
20 declaration of equivalency of high school graduation to attend high school or, at the  
21 option of the participant, to enroll in a course of study meeting the standards  
22 established under s. 115.29 (4) for the granting of a declaration of equivalency of high  
23 school graduation to satisfy, ~~in whole or in part~~, the required hours of participation  
24 under par. (as).

25           **\*b0895/2.2\* SECTION 1660jt.** 49.147 (4) (d) of the statutes is created to read:

1           49.147 (4) (d) *Interference with education or training activities prohibited.* No  
2 participant may be assigned work activities under this subsection that interfere with  
3 the participant's education or training activities under par. (am) or with the  
4 participant's education under par. (av) or sub. (5m).

5           **\*b0895/2.2\* SECTION 1660jv.** 49.147 (5) (bm) of the statutes is amended to  
6 read:

7           49.147 (5) (bm) *Education or training activities.* A participant under this  
8 subsection may be required to participate in education and training activities  
9 assigned as part of an employability plan developed by the Wisconsin works agency.  
10 The department shall establish by rule permissible education and training under  
11 this paragraph, which shall include a course of study meeting the standards  
12 established under s. 115.29 (4) for the granting of a declaration of equivalency of high  
13 school graduation, technical college courses, employer-sponsored training, and  
14 educational courses that provide an employment skill. Permissible education under  
15 this paragraph shall also include English as a 2nd language courses that the  
16 Wisconsin works agency determines would facilitate an individual's efforts to obtain  
17 employment and adult basic education courses that the Wisconsin works agency  
18 determines would facilitate an individual's efforts to obtain employment.

19           **\*b0895/2.2\* SECTION 1660jw.** 49.147 (5) (bs) of the statutes is renumbered  
20 49.147 (5) (bs) 1. and amended to read:

21           49.147 (5) (bs) 1. Except as provided in ~~par. pars.~~ (bt) and (d) and sub. (5m) and  
22 subject to subd. 3., a Wisconsin works agency may require a participant placed in a  
23 transitional placement to engage in activities under par. (b) 1. for up to 28 hours per  
24 week.

1           2. Except as provided in par. (d) and sub. (5m) and subject to subd. 3., a  
2 Wisconsin works agency may require a participant placed in a transitional  
3 placement to participate in education or training activities under par. (bm) for not  
4 more than ~~12~~ 20 hours per week.

5           **\*b0895/2.2\* SECTION 1661jy.** 49.147 (5) (bs) 3. of the statutes is created to read:  
6           49.147 (5) (bs) 3. No participant may be required to participate in a transitional  
7 placement for more than 40 hours per week.

8           **\*b0895/2.2\* SECTION 1660kb.** 49.147 (5) (d) of the statutes is created to read:  
9           49.147 (5) (d) *Interference with education or training activities prohibited.* No  
10 participant may be assigned work activities under this subsection that interfere with  
11 the participant's education or training activities under par. (bm) or with the  
12 participant's education under sub. (5m).

13           **\*b0895/2.2\* SECTION 1660kn.** 49.147 (5m) (a) (intro.) of the statutes is  
14 renumbered 49.147 (5m) (ar) (intro.) and amended to read:

15           49.147 (5m) (ar) (intro.) To the extent permitted under 42 USC 607, and except  
16 as provided in par. (bL), a participant under sub. ~~(2), (4) (b),~~ or (5) may elect to  
17 participate in a self-initiated technical college education program or a self-initiated  
18 2-year degree program offered by a college campus as part of a an unsubsidized  
19 employment placement, a community service job placement, or a transitional  
20 placement if all of the following requirements are met:

21           **\*b0895/2.2\* SECTION 1660kp.** 49.147 (5m) (a) 1. of the statutes is renumbered  
22 49.147 (5m) (ar) 1. and amended to read:

23           49.147 (5m) (ar) 1. The Wisconsin works agency, in consultation with the  
24 community steering committee established under s. 49.143 (2) (a) and, as

1 appropriate, the technical college district board or college campus, determines that  
2 the technical college education program is likely to lead to employment.

3 \*b0895/2.2\* SECTION 1660kq. 49.147 (5m) (a) 2. of the statutes is renumbered  
4 49.147 (5m) (ar) 2. and amended to read:

5 49.147 (5m) (ar) 2. The participant maintains full-time status in the technical  
6 college education program, as determined by the technical college or college campus  
7 that the participant attends, and regularly attends all classes.

8 \*b0895/2.2\* SECTION 1660ks. 49.147 (5m) (a) 3. of the statutes is renumbered  
9 49.147 (5m) (ar) 3. and amended to read:

10 49.147 (5m) (ar) 3. The participant maintains a grade point average of at least  
11 2.0, or the equivalent as determined by the technical college or college campus.

12 \*b0895/2.2\* SECTION 1660kt. 49.147 (5m) (a) 4. of the statutes is renumbered  
13 49.147 (5m) (ar) 4. and amended to read:

14 49.147 (5m) (ar) 4. The participant is employed or engages in unsubsidized  
15 employment or in work activities under a community service job or transitional  
16 placement for 25 hours per week in addition to participation under this subsection.

17 \*b0895/2.2\* SECTION 1660kw. 49.147 (5m) (ag) of the statutes is created to  
18 read:

19 49.147 (5m) (ag) In this subsection “college campus” has the meaning given in  
20 s. 36.05 (6m).

21 \*b0895/2.2\* SECTION 1660La. 49.147 (5m) (bg) of the statutes is created to  
22 read:

23 49.147 (5m) (bg) No Wisconsin works agency may require a participant under  
24 this subsection to be employed under sub. (2) or to engage in work or other activities

1 under sub. (4) or (5) for more than 25 hours per week in addition to participation  
2 under this subsection.

3 **\*b0895/2.2\* SECTION 1660Lc.** 49.147 (5m) (bL) of the statutes is amended to  
4 read:

5 49.147 (5m) (bL) A participant may elect to participate under this subsection  
6 for the duration of the ~~technical-college~~ education program, except that the  
7 participant may not participate under this subsection for more than 2 years.

8 **\*b0895/2.2\* SECTION 1660Lf.** 49.147 (5m) (c) of the statutes is amended to  
9 read:

10 49.147 (5m) (c) The Wisconsin works agency shall work with the community  
11 steering committee established under s. 49.143 (2) (a) and, as appropriate, the  
12 technical college district board or college campus to monitor the participant's  
13 progress in the ~~technical-college~~ education program and the effectiveness of the  
14 program in leading to employment.

15 **\*b0895/2.2\* SECTION 1660Lm.** 49.148 (1) (b) 1. of the statutes is amended to  
16 read:

17 49.148 (1) (b) 1. Except as provided in ~~subd. subs. 1m. and 3.~~, for a participant  
18 in a community service job under s. 49.147 (4), a monthly grant of \$673, paid by the  
19 Wisconsin works agency. For every hour that the participant misses work or  
20 education or training activities without good cause, the grant amount shall be  
21 reduced by \$5.15. Good cause shall be determined by the financial and employment  
22 planner in accordance with rules promulgated by the department. Good cause shall  
23 include required court appearances for a victim of domestic abuse. ~~If a participant~~  
24 ~~in a community service job under s. 49.147 (4) is required to work fewer than 30 hours~~  
25 ~~per week because the participant has unsubsidized employment, as defined in s.~~

1 49.147 (1) (c), the grant amount under this paragraph shall equal the amount  
2 specified under subd. 1m. minus \$5.15 for each hour that the participant misses work  
3 or education or training activities without good cause.

4 \*b0895/2.2\* SECTION 1660Lo. 49.148 (1) (b) 1m. (intro) of the statutes is  
5 amended to read:

6 49.148 (1) (b) 1m. (intro.) ~~Except as provided in subd. 1., the Wisconsin works~~  
7 ~~agency shall pay~~ For a participant in a community service job who is required to work  
8 less than 30 hours per week because he or she has unsubsidized employment, the  
9 following amounts minus \$5.15 for each hour that the participant misses work or  
10 education or training activities without good cause as determined under subd. 1.:

11 \*b0895/2.2\* SECTION 1660Lq. 49.148 (1) (b) 3. of the statutes is amended to  
12 read:

13 49.148 (1) (b) 3. For a participant in a community service job who participates  
14 in ~~technical college~~ a self-initiated education program under s. 49.147 (5m), a  
15 monthly grant of \$673, paid by the Wisconsin works agency. For every hour that the  
16 participant misses work or other required activities without good cause, the grant  
17 amount shall be reduced by \$5.15. Good cause shall be determined by the financial  
18 and employment planner in accordance with rules promulgated by the department.  
19 Good cause shall include required court appearances for a victim of domestic abuse.

20 \*b0895/2.2\* SECTION 1660Lr. 49.148 (1) (c) of the statutes is amended to read:

21 49.148 (1) (c) *Transitional placements.* For a participant in a transitional  
22 placement under s. 49.147 (5) or in a transitional placement and in ~~technical college~~  
23 a self-initiated education program under s. 49.147 (5m), a grant of \$628, paid  
24 monthly by the Wisconsin works agency. For every hour that the participant fails  
25 to participate in any required activity without good cause, including any activity

1 under s. 49.147 (5) (b) 1. a. to e., the grant amount shall be reduced by \$5.15. Good  
2 cause shall be determined by the financial and employment planner in accordance  
3 with rules promulgated by the department. Good cause shall include required court  
4 appearances for a victim of domestic abuse.

5 **\*b0895/2.2\* SECTION 1660Lt.** 49.148 (1) (cm) of the statutes is created to read:

6 49.148 (1) (cm) *Participants in unsubsidized employment and postsecondary*  
7 *education.* 1. For a participant who is placed in unsubsidized employment and who  
8 elects to participate in a self-initiated education program under s. 49.147 (5m), the  
9 following amounts minus \$5.15 for each hour that the participant does not  
10 participate in assigned activities without good cause as determined under subd. 2.:

11 a. For a participant who participates in the education program for not more  
12 than 10 hours per week, one-third of the amount specified in par. (b) 1.

13 b. For a participant who participates in the education program for not more  
14 than 15 hours per week, one-half of the amount specified in par. (b) 1.

15 c. For a participant who participates in the education program for more than  
16 15 hours but not more than 20 hours per week, two-thirds of the amount specified  
17 in par. (b) 1.

18 2. Good cause shall be determined by the financial and employment planner.  
19 Good cause shall include required court appearances for a victim of domestic abuse.

20 **\*b0895/2.2\* SECTION 1660Lv.** 49.148 (1m) (a) of the statutes is amended to  
21 read:

22 49.148 (1m) (a) A custodial parent of a child who is 12 weeks old or less and  
23 who meets the eligibility requirements under s. 49.145 (2) and (3) may receive a  
24 monthly grant of \$673 unless another adult member of the custodial parent's  
25 Wisconsin works group is participating in, or is eligible to participate in, a Wisconsin



1 works employment position or is employed in unsubsidized employment, as defined  
2 in ~~s. 49.147 (1) (e)~~. A Wisconsin works agency may not require a participant under  
3 this subsection to participate in any employment positions. Receipt of a grant under  
4 this subsection does not constitute participation in a Wisconsin works employment  
5 position for purposes of the time limits under s. 49.145 (2) (n) or 49.147 (3) (c), (4) (b)  
6 or (5) (b) 2. if the child is born to the participant not more than 10 months after the  
7 date that the participant was first determined to be eligible for assistance under s.  
8 49.19 or for a Wisconsin works employment position.

9 \*b0895/2.2\* **SECTION 1660s.** 49.15 (3) (a) of the statutes is amended to read:  
10 49.15 (3) (a) Unsubsidized employment, ~~as defined in s. 49.147 (1) (e)~~.”.

11 \*b0905/1.1\* **839.** Page 597, line 3: after that line insert:

12 \*b0905/1.1\* **SECTION 1660p.** 49.148 (2m) of the statutes is created to read:  
13 49.148 (2m) PAY PERIOD. Benefits under this section shall be paid on the first  
14 day of each month. Each payment made under this subsection shall be for any  
15 participation from the 26th day of the month immediately preceding the month that  
16 immediately precedes the month in which the payment is made through the 25th day  
17 of the month that immediately precedes the month in which the payment is made.  
18 A payment may be prorated to account for participation that begins after the start  
19 of the payment period.”.

20 \*b0923/1.1\* **840.** Page 597, line 3: after that line insert:

21 \*b0923/1.1\* **SECTION 1660h.** 49.145 (2) (n) 3m. of the statutes is created to  
22 read:

23 49.145 (2) (n) 3m. The department shall promulgate rules specifying the  
24 procedures for extending the time limit under this paragraph.”.

1           **\*b0970/1.2\* 841.** Page 597, line 3: after that line insert:

2           **\*b0970/1.2\* “SECTION 1660hc.** 49.145 (2) (f) 1. a. and b. of the statutes are  
3 amended to read:

4           49.145 (2) (f) 1. a. Every parent in the individual’s Wisconsin works group fully  
5 cooperates in good faith with efforts directed at establishing the paternity of any  
6 minor child of that parent regardless of whether the parent is the custodial or  
7 noncustodial parent of that child. Such cooperation shall be in accordance with  
8 federal law and regulations and rules promulgated by the department applicable to  
9 paternity establishment and may not be required if the department determines that  
10 the parent has good cause for refusing to cooperate, as determined by the department  
11 in accordance with federal law and regulations. “Good cause” includes a  
12 determination by the department under s. 49.1473 that the parent’s cooperation  
13 would make it more difficult for the parent to escape domestic abuse or would  
14 unfairly penalize individuals who are or have been victimized by domestic abuse or  
15 who are at risk of further domestic abuse.

16           b. Every parent in the individual’s Wisconsin works group fully cooperates in  
17 good faith with efforts directed at obtaining support payments or any other payments  
18 or property to which that parent and any minor child of that parent may have rights  
19 or for which that parent may be responsible, regardless of whether the parent is the  
20 custodial or noncustodial parent of the minor child. Such cooperation shall be in  
21 accordance with federal law and regulations and rules promulgated by the  
22 department applicable to collection of support payments and may not be required if  
23 the department determines that the parent has good cause for refusing to cooperate,  
24 ~~as determined by the department in accordance with federal law and regulations.~~

1 “Good cause” includes a determination by the department under s. 49.1473 that the  
2 parent’s cooperation would make it more difficult for the parent to escape domestic  
3 abuse or would unfairly penalize individuals who are or have been victimized by  
4 domestic abuse or who are at risk of further domestic abuse.

5 \*b0970/1.2\* SECTION 1660he. 49.145 (2) (n) 1. (intro.) of the statutes is  
6 amended to read:

7 49.145 (2) (n) 1. (intro.) Except as provided in ~~subd.~~ subds. 3. and 4., beginning  
8 on the date on which the individual has attained the age of 18, the total number of  
9 months in which the individual or any adult member of the individual’s Wisconsin  
10 works group has participated in, or has received benefits under, any of the following  
11 or any combination of the following does not exceed 60 months, whether or not  
12 consecutive:

13 \*b0970/1.2\* SECTION 1660hg. 49.145 (2) (n) 3. of the statutes is renumbered  
14 49.145 (2) (n) 3. (intro.) and amended to read:

15 49.145 (2) (n) 3. (intro.) A Wisconsin works agency may extend the time limit  
16 under this paragraph only if the if any of the following requirements is met:

17 a. The Wisconsin works agency determines, in accordance with rules  
18 promulgated by the department, that unusual circumstances exist that warrant an  
19 extension of the participation period.

20 \*b0970/1.2\* SECTION 1660hk. 49.145 (2) (n) 3. b. of the statutes is created to  
21 read:

22 49.145 (2) (n) 3. b. The Wisconsin works agency determines under s. 49.1473  
23 that an individual’s compliance with the participation time limit under this  
24 paragraph would make it more difficult for the individual to escape domestic abuse

1 or would unfairly penalize individuals who are or have been victimized by domestic  
2 abuse or who are at risk of further domestic abuse.

3 \*b0970/1.2\* SECTION 1660kb. 49.147 (3) (am) of the statutes is amended to  
4 read:

5 49.147 (3) (am) *Education or training activities.* ~~A~~ Except as provided in sub.  
6 (5g), a trial job includes education and training activities, as prescribed by the  
7 employer as an integral part of work performed in the trial job employment.

8 \*b0970/1.2\* SECTION 1660kd. 49.147 (3) (c) of the statutes is renumbered  
9 49.147 (3) (c) 1. and amended to read:

10 49.147 (3) (c) 1. A participant under this subsection may participate in a trial  
11 job for a maximum of 3 months, ~~with an opportunity for~~ except that a Wisconsin  
12 works agency may grant the participant a 3-month extension under circumstances  
13 determined by the Wisconsin works agency and may grant the participant an  
14 extension of the time period as provided under subd. 3.

15 2. A participant may participate in more than one trial job, but may not exceed  
16 a total of 24 months of participation under this subsection. The months need not be  
17 consecutive. The department or, with the approval of the department, the Wisconsin  
18 works agency may grant an extension of the 24-month limit on a case-by-case basis  
19 if the participant has made all appropriate efforts to find unsubsidized employment  
20 and has been unable to find unsubsidized employment because local labor market  
21 conditions preclude a reasonable job opportunity for that participant, as determined  
22 by a Wisconsin works agency and approved by the department. ~~The department, or,~~  
23 with the approval of the department, the Wisconsin works agency, may also grant the  
24 participant an extension of the 24-month time limit as provided under subd. 3.

25 \*b0970/1.2\* SECTION 1660ke. 49.147 (3) (c) 3. of the statutes is created to read:

1           49.147 (3) (c) 3. The department or Wisconsin works agency may grant a  
2 participant an extension to a time limit under subd. 1. or 2. if the department or  
3 Wisconsin works agency determines under s. 49.1473 that the participant's  
4 compliance with the time limits would make it more difficult for the participant to  
5 escape domestic abuse or would unfairly penalize individuals who are or have been  
6 victimized by domestic abuse or who are at risk of further domestic abuse.

7           **\*b0970/1.2\* SECTION 1660Lc.** 49.147 (4) (as) of the statutes is amended to  
8 read:

9           49.147 (4) (as) *Required hours.* Except as provided in pars. (at) and (av) and  
10 ~~sub. subs. (5g) and (5m)~~, a Wisconsin works agency shall require a participant placed  
11 in a community service job program to work in a community service job for the  
12 number of hours determined by the Wisconsin works agency to be appropriate for the  
13 participant at the time of application or review, but not to exceed 30 hours per week.  
14 Except as provided in pars. (at) and (av), a Wisconsin works agency may require a  
15 participant placed in the community service job program to participate in education  
16 or training activities for not more than 10 hours per week.

17           **\*b0970/1.2\* SECTION 1660Lg.** 49.147 (4) (b) of the statutes is renumbered  
18 49.147 (4) (b) 1. and amended to read:

19           49.147 (4) (b) 1. An individual may participate in a community service job for  
20 a maximum of 6 months, ~~with an opportunity for~~ except that a Wisconsin works  
21 agency may grant the individual a 3-month extension under circumstances  
22 approved by the department and ~~may grant the individual an extension of the time~~  
23 limit as provided under subd. 3.

24           2. An individual may participate in more than one community service job, but  
25 may not exceed a total of 24 months of participation under this subsection. The

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

13 **\*b0970/1.2\* SECTION 1660Ln.** 49.147 (4) (b) 3. of the statutes is created to read:

14 49.147 (4) (b) 3. The department or Wisconsin works agency may grant a  
15 participant an extension to the time limits under subd. 1. or 2. if the department or  
16 Wisconsin works agency determines under s. 49.1473 that the participant's  
17 compliance with the time limits would make it more difficult for the participant to  
18 escape domestic abuse or would unfairly penalize individuals who are or have been  
19 victimized by domestic abuse or who are at risk of further domestic abuse.

20 **\*b0970/1.2\* SECTION 1660nc.** 49.147 (5) (b) 1. (intro.) of the statutes is  
21 amended to read:

22 49.147 (5) (b) 1. (intro.) The Except as provided in sub. (5g), the Wisconsin  
23 works agency shall assign a participant under this subsection to work activities such  
24 as a community rehabilitation program, as defined by the department, a job similar

1 to a community service job or a volunteer activity. A Wisconsin works agency may  
2 require a participant under this subsection to participate in any of the following:

3 \*b0970/1.2\* SECTION 1660ng. 49.147 (5) (b) 2. of the statutes is renumbered  
4 49.147 (5) (b) 2. a. and amended to read:

5 49.147 (5) (b) 2. a. An individual may participate in a transitional placement  
6 for a maximum of 24 months. The months need not be consecutive. This period time  
7 limit may be extended on a case-by-case basis by the department or by the Wisconsin  
8 works agency with the approval of the department.

9 \*b0970/1.2\* SECTION 1660nk. 49.147 (5) (b) 2. b. of the statutes is created to  
10 read:

11 49.147 (5) (b) 2. b. The department or, with the approval of the department, a  
12 Wisconsin works agency may also extend the time limit under subd. 2. a. if the  
13 department or Wisconsin works agency determines under s. 49.1473 that the  
14 participant's compliance with the time limit would make it more difficult for the  
15 participant to escape domestic abuse or would unfairly penalize individuals who are  
16 or have been victimized by domestic abuse or who are at risk of further domestic  
17 abuse.

18 \*b0970/1.2\* SECTION 1660no. 49.147 (5g) of the statutes is created to read:

19 49.147 (5g) TEMPORARY WAIVERS. If a Wisconsin works agency determines under  
20 s. 49.1473 that a participant's compliance with any of the hours of work or other  
21 activities assigned to the participant under sub. (3), (4), or (5) would make it more  
22 difficult for the participant to escape domestic abuse or would unfairly penalize  
23 individuals who are or have been victimized by domestic abuse or who are at risk of  
24 further domestic abuse, the Wisconsin works agency may temporarily waive or  
25 reduce any of these assigned hours.

1           **\*b0970/1.2\* SECTION 1660p.** 49.1473 of the statutes is created to read:

2           **49.1473 Wisconsin works; family violence option. (1) UNIVERSAL**  
3 NOTIFICATION. (a) A Wisconsin works agency shall notify each individual applying for  
4 or participating in the Wisconsin works program of all of the following:

5           1. That, if the individual is or has been a victim of domestic abuse or is at risk  
6 of further domestic abuse, he or she may not be required to meet certain eligibility  
7 requirements or participation requirements for the Wisconsin works program if the  
8 individual's compliance with the eligibility requirements or participation  
9 requirements would make it more difficult for the individual to escape domestic  
10 abuse or would unfairly penalize individuals who are or have been victimized by  
11 domestic abuse or who are at risk of further domestic abuse.

12           2. That any information provided to the Wisconsin works agency or the  
13 department by the individual regarding domestic abuse shall remain confidential.

14           3. That counseling and supportive services are available for past and present  
15 victims of domestic abuse and for individuals who are at risk of further domestic  
16 abuse.

17           (b) A Wisconsin works agency shall provide the individual with the information  
18 under par. (a) orally and in writing at the time that the individual applies for the  
19 Wisconsin works program and at the time that the individual's eligibility for or  
20 progress in the Wisconsin works program is reviewed. Subject to sub. (5), the  
21 department shall promulgate rules specifying procedures for notifying individuals  
22 of the information under par. (a).

23           **(2) SCREENING AND TRAINING.** (a) Subject to sub. (5), the department shall  
24 promulgate rules for screening victims of domestic abuse and for the training of  
25 Wisconsin works agency employees in domestic abuse issues. The rules shall allow



1 an individual to voluntarily and confidentially disclose that he or she is or has been  
2 a victim of domestic abuse or is at risk of further domestic abuse. The rules shall also  
3 specify the evidence that is sufficient to establish that an individual is or has been  
4 a victim of domestic abuse or is at risk of further domestic abuse. Each Wisconsin  
5 works employee who determines an individual's eligibility for the Wisconsin works  
6 program or who reviews an individual's progress in the Wisconsin works program  
7 shall be trained in domestic abuse issues in accordance with the rules promulgated  
8 under this paragraph.

9 (b) Subject to sub. (5), each Wisconsin works agency shall establish procedures,  
10 in accordance with the rules promulgated by the department under par. (a), for  
11 screening victims of domestic abuse.

12 (3) REFERRAL. If a Wisconsin works agency employee identifies an individual  
13 as a past or present victim of domestic abuse or determines that the individual is at  
14 risk of domestic abuse or if the individual identifies himself or herself as a past or  
15 present victim of domestic abuse or as an individual who is at risk of further abuse,  
16 the Wisconsin works agency shall provide the individual with information on  
17 community-based domestic abuse services, including information on shelters or  
18 programs for battered individuals, sexual assault provider services, medical  
19 services, sexual assault nurse examiners services, domestic violence and sexual  
20 assault hotlines, legal and medical counseling and advocacy, mental health care,  
21 counseling, and support groups. The Wisconsin works agency shall provide the  
22 information to the individual orally and in writing in accordance with guidelines  
23 developed by the department. The Wisconsin works agency shall also provide  
24 referrals for community-based counseling and supportive service providers to the  
25 individual if the individual elects to receive the services.

1           (4) EXTENSION OF TIME LIMITS AND TEMPORARY WAIVER OF PARTICIPATION  
2 REQUIREMENTS. (a) If a Wisconsin works agency identifies an individual as a victim  
3 of domestic abuse or if the individual identifies himself or herself as a victim of  
4 domestic abuse, the department or Wisconsin works agency shall review whether to  
5 grant the individual an extension of the participation time limits as provided under  
6 ss. 49.145 (2) (n) 3. b. and 49.147 (3) (c) 3., (4) (b) 3., and (5) (b) 2. b., whether to  
7 temporarily waive required hours of work or other required activities as provided  
8 under s. 49.147 (5g), and whether the participant has good cause for missing  
9 assigned work or other required activities as provided under s. 49.148 (1) (b) 4. or (c)  
10 or for not cooperating with paternity establishment efforts and the collection of  
11 support under s. 49.145 (2) (f) 1.

12           (b) If the department or Wisconsin works agency grants the individual an  
13 extension of any of the participation time limits or temporarily waives participation  
14 requirements as provided under par. (a), the Wisconsin works agency shall develop  
15 a services plan for the individual. The plan shall include all of the following:

16           1. Any required hours of work or training activities that are temporarily waived  
17 and the period of time during which the temporary waiver is in effect.

18           2. The period of time that any participation time limit is extended for the  
19 individual.

20           3. The counseling or support services that may be provided to the individual  
21 by the Wisconsin works agency or community domestic violence or sexual assault  
22 organizations.

23           (c) The services plan shall be reviewed by the Wisconsin works agency at least  
24 every 6 months.

1 (d) To the extent consistent with granting an extension or temporary waiver  
2 under this section, the services plan shall be designed to lead to work for the  
3 individual.

4 (5) RULES. Before promulgating any rules to implement this section and  
5 establishing the procedures under sub. (2) (b) and guidelines under sub. (3), the  
6 department and Wisconsin works agencies shall consult with all of the following:

7 (a) Statewide domestic violence and sexual assault organizations that have  
8 extensive experience in developing and providing professional training on the issues  
9 and barriers faced by victims of domestic violence and sexual assault for  
10 professionals and organizations seeking to effectively address domestic violence and  
11 sexual assault issues.

12 (b) The Milwaukee Commission on Domestic Violence and Sexual Assault.

13 \*b0970/1.2\* SECTION 1660rc. 49.148 (1) (intro.) (except 49.148 (1) (title)) of the  
14 statutes is repealed.

15 \*b0970/1.2\* SECTION 1660rg. 49.148 (1) (a) of the statutes is amended to read:

16 49.148 (1) (a) *Trial jobs.* ~~For a~~ A participant in a trial job, shall receive the  
17 amount established in the contract between the Wisconsin works agency and the  
18 trial job employer, but not less than minimum wage for every hour actually worked  
19 in the trial job, not to exceed 40 hours per week paid by the employer. Hours spent  
20 participating in education and training activities under s. 49.147 (3) (am) or in  
21 counseling or support services for victims of domestic abuse shall be included in  
22 determining the number of hours actually worked.

23 \*b0970/1.2\* SECTION 1660rj. 49.148 (1) (b) 1. of the statutes is amended to  
24 read:

1           49.148 (1) (b) 1. ~~Except as provided in subd. subds. 1m., for and 3., a Wisconsin~~  
2 ~~works agency shall pay~~ a participant in a community service job ~~under s. 49.147 (4),~~  
3 ~~a monthly grant of \$673, paid by the Wisconsin works agency.~~ For every hour that  
4 the participant misses work or education or training activities without good cause,  
5 ~~as determined under subd. 4.,~~ the grant amount shall be reduced by \$5.15. Good  
6 cause shall be determined by the financial and employment planner in accordance  
7 with rules promulgated by the department. Good cause shall include required court  
8 appearances for a victim of domestic abuse. If a participant in a community service  
9 job under s. 49.147 (4) is required to work fewer than 30 hours per week because the  
10 participant has unsubsidized employment, as defined in s. 49.147 (1) (c), the grant  
11 amount under this paragraph shall equal the amount specified under subd. 1m.  
12 minus \$5.15 for each hour that the participant misses work or education or training  
13 activities without good cause.

14           **\*b0970/1.2\* SECTION 1660rk.** 49.148 (1) (b) 1m. (intro.) of the statutes is  
15 amended to read:

16           49.148 (1) (b) 1m. (intro.) ~~Except as provided in subd. 1., the~~ A Wisconsin works  
17 agency shall pay a participant in a community service job who is required to work  
18 less than 30 hours per week because he or she has unsubsidized employment, as  
19 defined in s. 49.147 (1) (c), the following amounts minus \$5.15 for each hour that the  
20 participant misses work or education or training activities without good cause as  
21 determined under subd. 4.:

22           **\*b0970/1.2\* SECTION 1660rm.** 49.148 (1) (b) 3. of the statutes is amended to  
23 read:

24           49.148 (1) (b) 3. ~~For a~~ A Wisconsin works agency shall pay a participant in a  
25 community service job who participates in technical college education under s.

1 49.147 (5m), a monthly grant of \$673, paid by the Wisconsin works agency. For every  
2 hour that the participant misses work or other required activities without good  
3 cause, as determined under subd. 4., the grant amount shall be reduced by \$5.15.  
4 ~~Good cause shall be determined by the financial and employment planner in~~  
5 ~~accordance with rules promulgated by the department. Good cause shall include~~  
6 ~~required court appearances for a victim of domestic abuse.~~

7 \*b0970/1.2\* SECTION 1660rp. 49.148 (1) (b) 4. of the statutes is created to read:

8 49.148 (1) (b) 4. Good cause under subds. 1., 1m., and 3. shall be determined  
9 by the financial and employment planner in accordance with rules promulgated by  
10 the department. “Good cause” includes making required court appearances for a  
11 victim of domestic abuse or a determination by a Wisconsin works agency under s.  
12 49.1473 that meeting required hours of work or education or training activities  
13 would make it more difficult for the individual to escape domestic abuse or would  
14 unfairly penalize the individual.

15 \*b0970/1.2\* SECTION 1660rs. 49.148 (1) (c) of the statutes is amended to read:

16 49.148 (1) (c) *Transitional placements.* For a participant in a transitional  
17 placement under s. 49.147 (5) or in a transitional placement and in technical college  
18 education under s. 49.147 (5m), a grant of \$628, paid monthly by the Wisconsin works  
19 agency. For every hour that the participant fails to participate in any required  
20 activity without good cause, including any activity under s. 49.147 (5) (b) 1. a. to e.,  
21 the grant amount shall be reduced by \$5.15. Good cause shall be determined by the  
22 financial and employment planner in accordance with rules promulgated by the  
23 department. “Good cause shall include” includes making required court  
24 appearances for a victim of domestic abuse or a determination by a Wisconsin works  
25 agency under s. 49.1473 that meeting required hours of activities would make it more

1 difficult for the participant to escape domestic abuse or would unfairly penalize  
2 individuals who are or have been victimized by domestic abuse or who are at risk of  
3 further domestic abuse.

4 \*b0970/1.2\* **SECTION 1660s.** 49.152 (1) of the statutes is amended to read:

5 49.152 (1) PETITION FOR REVIEW. Any individual whose application for any  
6 component of Wisconsin works is not acted upon by the Wisconsin works agency with  
7 reasonable promptness after the filing of the application, as defined by the  
8 department by rule, or is denied in whole or in part, whose benefit is modified or  
9 canceled, ~~or~~ who believes that the benefit was calculated incorrectly or that the  
10 employment position in which the individual was placed is inappropriate, or who  
11 believes that he or she should have been granted an extension of the participation  
12 time limits under s. 49.145 (2) (n) 3. b. or 49.147 (3) (c) 3., (4) (b) 3., or (5) (b) 2. b. may  
13 petition the Wisconsin works agency for a review of such action. Review is  
14 unavailable if the action by the Wisconsin works agency occurred more than 45 days  
15 prior to submission of the petition for review.”

16 \*b1096/2.17\* **842.** Page 597, line 3: after that line insert:

17 \*b1096/2.17\* **SECTION 1660t.** 49.1475 of the statutes is amended to read:

18 **49.1475 Follow-up services.** Following any follow-up period required by the  
19 contract entered into under s. 49.143, a Wisconsin works agency may provide case  
20 management services for an individual who moves from a Wisconsin works  
21 employment position to unsubsidized employment to help the individual retain the  
22 unsubsidized employment. Case management services may include the provision of  
23 employment skills training; English as a 2nd language classes, if the Wisconsin  
24 works agency determines that the course will facilitate the individual's efforts to

1 retain employment; a course of study meeting the standards established under s.  
2 115.29 (4) for the granting of a declaration of equivalency of high school graduation;  
3 or other remedial education courses. A Wisconsin works agency shall coordinate case  
4 management services with a program offered by a technical college under s. 38.34.  
5 The Wisconsin works agency may provide case management services regardless of  
6 the individual's income and asset levels.”.

7 \*b0900/1.2\* **843.** Page 600, line 22: delete lines 22 to 25.

8 \*b0900/1.3\* **844.** Page 601, line 1: delete lines 1 and 2 and substitute:

9 \*b0900/1.3\* “SECTION 1676b. 49.155 (3m) (d) of the statutes is amended to  
10 read:

11 49.155 (3m) (d) No funds distributed under par. (a) may be used ~~to provide for~~  
12 child care services that are provided for a child by a person child care provider who  
13 is the parent of the child or who resides with the child, unless the county determines  
14 that the care is necessary because of a special health condition of the child or the child  
15 care provider is licensed under s. 48.65 and is not a parent of the child.”.

16 \*b0961/2.1\* **845.** Page 601, line 2: after that line insert:

17 \*b0961/2.1\* “SECTION 1676p. 49.173 (1) (intro.) of the statutes is amended to  
18 read:

19 49.173 (1) (intro.) The department shall distribute the funds to Wisconsin  
20 works agencies and to local workforce development boards established under 29 USC  
21 2832 allocated under s. 49.175 (1) (u) to county departments under s. 46.215, 46.22,  
22 or 46.23 and to nonprofit organizations to provide all of the following to any person  
23 who is eligible for the federal temporary assistance to needy families program under  
24 42 USC 601 et. seq.:

1           **\*b0961/2.1\* SECTION 1676r.** 49.173 (2) of the statutes is repealed.

2           **\*b0961/2.1\* SECTION 1676t.** 49.173 (3) of the statutes is repealed.”.

3           **\*b1030/1.1\* 846.** Page 602, line 6: delete lines 6 to 22 and substitute:

4           **\*b1030/1.1\* “SECTION 1682bc.** 49.175 (1) (d) of the statutes is repealed and  
5 recreated to read:

6           49.175 (1) (d) *Community reinvestment.* 1. ‘Contracts for 1997 to 1999’. For  
7 the payment of community reinvestment funds that are earned as part of contracts  
8 entered into under s. 49.143 having a term that begins on September 1, 1997, and  
9 ends on December 1, 1999, \$20,849,000 in fiscal year 2001–02.

10           2. ‘Contracts for 2000 and 2001.’ For the payment of community reinvestment  
11 funds that are earned as part of contracts entered into under s. 49.143 having a term  
12 that begins on January 1, 2000, and ends on December 31, 2001, \$2,769,900 in fiscal  
13 year 2001–02 and \$5,539,700 in fiscal year 2002–03.

14           **\*b1030/1.1\* SECTION 1682cd.** 49.175 (1) (d) 1. of the statutes, as created by  
15 2001 Wisconsin Act .... (this act), is repealed.

16           **\*b1030/1.1\* SECTION 1682cf.** 49.175 (1) (d) 2. of the statutes, as affected by  
17 2001 Wisconsin Act .... (this act), is renumbered 49.175 (1) (d).”.

18           **\*b0900/1.4\* 847.** Page 604, line 2: delete “\$274,500,000” and substitute  
19 “\$274,580,000”.

20           **\*b0900/1.5\* 848.** Page 604, line 3: delete “\$305,550,000” and substitute  
21 “\$305,630,000”.

22           **\*b0740/2.1\* 849.** Page 604, line 14: delete “\$11,145,900” and substitute  
23 “\$11,395,900”.



1           **\*b0740/2.2\* 850.** Page 604, line 14: delete “\$2,500,000” and substitute  
2           “\$2,750,000”.

3           **\*b0747/1.4\* 851.** Page 605, line 3: after that line insert:

4           **\*b0747/1.4\* “SECTION 1696m.** 49.175 (1) (zo) of the statutes is created to read:  
5           49.175 (1) (zo) *After-school care program.* For the transfer of moneys to the  
6           department of public instruction for the after-school care grant program under 2001  
7           Wisconsin Act .... (this act), section 9140 (6w), \$150,000 in fiscal year 2002–03.”.

8           **\*b1001/1.1\* 852.** Page 605, line 15: delete “\$500,000” and substitute  
9           “\$1,000,000”.

10          **\*b0950/1.2\* 853.** Page 607, line 14: after that line insert:

11          **\*b0950/1.2\* “SECTION 1714e.** 49.175 (1) (zp) of the statutes is created to read:  
12          49.175 (1) (zp) *Manufacturing job training.* For a grant to the Northwest Side  
13          Community Development Corporation, Inc., in the city of Milwaukee to conduct a  
14          manufacturing job training program for persons who are eligible to receive  
15          temporary assistance for needy families under 42 USC 601 to 619, \$250,000 in fiscal  
16          year 2001–02. The department may not distribute moneys allocated under this  
17          paragraph unless the department determines that the use of those moneys for the  
18          program specified in this paragraph is allowable under the federal temporary  
19          assistance for needy families program under 42 USC 601 to 619.”.

20          **\*b1024/2.3\* 854.** Page 607, line 14: after that line insert:

21          **\*b1024/2.3\* “SECTION 1714v.** 49.175 (1) (zv) of the statutes is created to read:  
22          49.175 (1) (zv) *Treatment and prevention of childhood sexual abuse.* For the  
23          transfer of moneys from the appropriation account under s. 20.445 (3) (md) to the  
24          appropriation account under s. 20.455 (5) (kv) in fiscal year 2003–04 and in each

1 fiscal year thereafter, at least 1% of the amount of federal moneys received under the  
2 temporary assistance for needy families block grant program under 42 USC 601 et  
3 seq. in the fiscal year in which the amount is transferred.”.

4 **\*b1096/2.18\* 855.** Page 607, line 14: after that line insert:

5 **\*b1096/2.18\* “SECTION 1714p.** 49.175 (1) (zq) of the statutes is created to read:

6 49.175 (1) (zq) *Job retention skills development programs.* For the transfer of  
7 moneys to the technical college system board for implementation costs for job  
8 retention skills development programs under s. 38.34, \$200,000 in fiscal year  
9 2001–02.”.

10 **\*b1058/2.13\* 856.** Page 621, line 12: after that line insert:

11 **\*b1058/2.13\* “SECTION 1750g.** 49.45 (2) (a) 25. of the statutes is created to  
12 read:

13 49.45 (2) (a) 25. Disseminate to health care professionals providing services  
14 under the early and periodic screening, diagnosis and treatment program under 42  
15 CFR 441, and to parents or guardians of children eligible for services under the  
16 program, information on the availability of, and coverage for, topical fluoride varnish  
17 under that program and on the efficacy of topical fluoride varnish treatments in  
18 preventing early childhood caries.”.

19 **\*b1041/1.1\* 857.** Page 622, line 14: delete lines 14 to 21.

20 **\*b1220/1.1\* 858.** Page 622, line 21: after that line insert:

21 **\*b1220/1.1\* “SECTION 1770q.** 49.45 (6n) of the statutes is created to read:

22 49.45 (6n) USE OF FUNDS BY NURSING FACILITIES IN CONNECTION WITH UNION  
23 ORGANIZING. (a) In this subsection:

1           1. “Labor organization” means any employee organization in which employees  
2 participate and that exists primarily for the purpose of engaging in collective  
3 bargaining with any employer concerning grievances, labor disputes, wages, hours  
4 or conditions of employment, or the promotion and advancement of the professional  
5 or occupational standards and the welfare of its members and families and any  
6 organization established for the same purposes composed of individuals or affiliates  
7 of any such employee organization.

8           2. “Nursing facility” means a nursing home, as defined in s. 50.01 (3), or a  
9 community-based residential facility that is licensed under s. 50.03 and that is  
10 certified by the department of health and family services to provide medical  
11 assistance services equivalent to those provided by a nursing home.

12           (b) No nursing facility that has received money that is appropriated under s.  
13 20.435 (4) (b), (o), or (w) may use any of that money to influence the decision of any  
14 individual to support or oppose a labor organization that represents or seeks to  
15 represent the individual or to become a member of a labor organization. This  
16 paragraph does not prohibit a person, if otherwise permitted by law, to negotiate or  
17 administer a collective bargaining agreement or to perform any action that is  
18 required by law or the terms of a collective bargaining agreement. This paragraph  
19 does not apply to any money received before January 1, 2002.

20           (c) 1. The department shall accept complaints from any individual who alleges  
21 that a nursing facility is violating par. (b). The department shall notify the nursing  
22 facility that is the subject of the complaint within 7 days after receiving it and shall  
23 direct the nursing facility to provide the department, within 10 days after the  
24 department notifies it of the complaint, records showing that it did not violate par.  
25 (b).

1           2. Notwithstanding subd. 1., the department may not require a nursing facility  
2 to maintain records relating to this subsection in any particular form.

3           (d) The attorney general may bring an action to enforce par. (b). If the court  
4 determines that a nursing facility has violated par. (b), the court shall order the  
5 nursing facility to repay to the state an amount equal to the amount that the nursing  
6 facility received under s. 20.435 (4) (b), (o), or (w) and spent in connection with the  
7 nursing facility's violation. The nursing facility shall also forfeit an amount equal  
8 to twice the total amount that the nursing facility spent in connection with the  
9 nursing facility's violation. The court may also order injunctive relief and any other  
10 equitable relief that is appropriate.

11           (e) 1. Any person other than the attorney general may bring an action to enforce  
12 par. (b), but only if all of the following apply:

13           a. The person filed with the department a written complaint under par. (c)  
14 alleging a violation of par. (b).

15           b. No earlier than 20 days after filing the complaint under par. (c) the person  
16 filed with the attorney general a copy of that complaint, a written description of the  
17 disposition of the complaint, and a written notice that the person intended to bring  
18 an enforcement action under this paragraph.

19           c. At least 60 days have elapsed since the person complied with subd. 1. b.

20           d. The attorney general did not bring an action to enforce par. (b) against the  
21 subject of the complaint filed under subd. 1. a. before the expiration of the time period  
22 specified in subd. 1. c.

23           e. The complaint that the person files in his or her action is substantially based  
24 on the complaint that the person filed under subd. 1. a.

1           2. If, in an action brought under this paragraph, the court determines that a  
2 nursing facility violated par. (b), the court shall impose any penalty that would have  
3 been required and may order any relief that would have been permitted if the action  
4 had been brought under par. (d). Any forfeiture ordered under this subdivision shall  
5 be paid to the state.

6           (f) Notwithstanding s. 803.09 (1), any person may intervene in an action  
7 brought under par. (d) or (e).

8           (g) If the court determines that a nursing facility violated par. (b) in a case  
9 brought under par. (d) or (e), the court shall order the nursing facility to pay the  
10 plaintiff's reasonable litigation costs, including a reasonable attorney fee,  
11 notwithstanding s. 814.04 (1). If a person has intervncd in a case under par. (f), the  
12 court shall order the nursing facility or to pay the intervenor's reasonable litigation  
13 costs, including a reasonable attorney fee, notwithstanding s. 814.04 (1), if the court  
14 determines that the intervenor made a substantial contribution to the plaintiffs in  
15 prosecuting the action.

16           (h) 1. If an operator or owner of a nursing facility discharges, demotes,  
17 threatens, or otherwise discriminates against an individual regarding compensation  
18 or terms, conditions, or privileges of employment because the individual or anyone  
19 acting at the request of the individual provided or attempted to provide information  
20 to the department or the attorney general regarding possible violations of par. (b),  
21 the individual may bring a civil action for any damages resulting from that  
22 discharge, demotion, threat, or discrimination. The action shall be commenced  
23 within 3 years after the discharge, demotion, threat, or discrimination or be barred.  
24 If the plaintiff proves by a preponderance of the evidence that the discharge,

1 demotion, threat, or discrimination occurred, the court may grant any appropriate  
2 relief, including the following:

- 3 a. Reinstatement of the individual to his or her former position.
- 4 b. Compensatory damages.
- 5 c. Costs, and notwithstanding s. 814.04 (1), reasonable attorney fees.
- 6 d. Other relief to remedy past discrimination.

7 (2) An individual may not bring an action under subd. 1. if he or she did any  
8 of the following:

- 9 a. Deliberately caused or participated in the violation of par. (b).
- 10 b. Knowingly or recklessly provided substantially false information to the  
11 department regarding a violation of par. (b).

12 (i) Any individual who knowingly authorizes the use of money received under  
13 s. 20.435 (4) (b), (o), or (w) in conjunction with a violation of par. (b) shall forfeit all  
14 of the following:

- 15 1. \$1,000 for each violation.
- 16 2. The amount of money that the person authorized to be used under sub. (1)  
17 (intro.).”.

18 \*b0738/1.1\* **859.** Page 627, line 2: after that line insert:

19 \*b0738/1.1\* **SECTION 10778d.** 49.45 (6v) (b) of the statutes is amended to read:

20 49.45 (6v) (b) The Beginning on September 1, 2002, and annually thereafter,  
21 the department shall, ~~each year,~~ submit to the joint committee on finance a report  
22 ~~for the previous fiscal year, except for the 1997–98 fiscal year,~~ that provides  
23 information on the utilization of beds by recipients of medical assistance in facilities  
24 ~~and a discussion and detailed projection of the likely balances, expenditures,~~

1 ~~encumbrances and carry over of currently appropriated amounts in the~~  
2 ~~appropriation accounts under s. 20.435 (4) (b) and (e) for the immediately prior 2~~  
3 ~~consecutive fiscal years.~~

4 \*b0738/1.1\* SECTION 1778h. 49.45 (6v) (c) of the statutes is amended to read:

5 49.45 (6v) (c) If the report specified in par. (b) indicates that utilization of beds  
6 by recipients of medical assistance in facilities is less than estimates for that  
7 utilization reflected in the intentions of the joint committee on finance, legislature  
8 and governor, as expressed by them in the budget determinations, the department  
9 shall include a proposal to transfer moneys from the appropriation under s. 20.435  
10 (4) (b) to the appropriation under s. 20.435 (7) (bd) for the purpose of increasing  
11 funding for the community options program under s. 46.27. The amount proposed  
12 for transfer may not reduce the balance in the appropriation account under s. 20.435  
13 (4) (b) below an amount necessary to ensure that that appropriation account will end  
14 the current fiscal year or the current fiscal biennium with a positive balance. The  
15 secretary shall transfer the amount identified under the proposal decreased during  
16 the most recently completed fiscal year from the utilization of beds by recipients of  
17 medical assistance in facilities in the next most recently completed fiscal year, the  
18 department shall multiply the difference between the number of days of care  
19 provided to the recipients in the facilities in each of those prior 2 consecutive fiscal  
20 years by the average daily costs of care in the facilities for the most recently  
21 completed fiscal year. The average daily costs of care shall be calculated by dividing  
22 the total of medical assistance expenditures for care in facilities for the most recently  
23 completed fiscal year by the total number of days of care provided in facilities in that  
24 fiscal year.

25 \*b0738/1.1\* SECTION 1778p. 49.45 (6v) (d) of the statutes is created to read:

1           49.45 (6v) (d) If par. (c) applies and if the amount calculated under par. (c) is  
2 positive, the department's report under par. (b) shall include a proposal to transfer  
3 an amount equal to the portion of the amount calculated under par. (c) that is the  
4 state share of medical assistance expenditures from the appropriation account under  
5 s. 20.435 (4) (b) to the appropriation account under s. 20.435 (7) (bd) for the purpose  
6 of increasing funding for the long-term support community options program under  
7 s. 46.27. If the cochairpersons of the joint committee on finance do not notify the  
8 secretary within 14 working days after the date on which the department submits  
9 the proposal that the committee has scheduled a meeting for the purpose of  
10 reviewing the proposal, the secretary shall transfer the amount identified under the  
11 proposal. If, within 14 working days after the date on which the department submits  
12 the proposal, the cochairpersons of the joint committee on finance notify the  
13 secretary that the committee has scheduled a meeting for the purpose of reviewing  
14 the proposal, the secretary may transfer moneys from the appropriation account  
15 under s. 20.435 (4) (b) to the appropriation account under s. 20.435 (7) (bd) only as  
16 approved by the committee.

17           **\*b0738/1.1\* SECTION 1778r.** 49.45 (6v) (e) of the statutes is created to read:

18           49.45 (6v) (e) Of the amount required to be transferred by the secretary under  
19 par. (d), 40% shall be expended for services as specified under s. 46.27 (7) and 60%  
20 shall be expended for services as specified under s. 46.27 (11).".

21           **\*b1057/2.2\* 860.** Page 627, line 2: after that line insert:

22           **\*b1057/2.2\* "SECTION 1778g.** 49.45 (6um) of the statutes is created to read:

23           49.45 (6um) SUPPLEMENTAL GRANTS TO FACILITIES IN MILWAUKEE. (a) In this  
24 subsection:



- 1 1. “Medicare” has the meaning given in sub. (3) (L) 1. b.
- 2 2. “Minority group member” has the meaning given in s. 146.185 (1) (f).
- 3 3. “Nursing home” means a nursing home that is licensed under s. 50.03 and  
4 that is certified by the department as a provider of medical assistance.
- 5 (b) Notwithstanding sub. (6m), from the appropriations under s. 20.435 (4) (b)  
6 and (o), to ensure the availability of nursing home services in the city of Milwaukee,  
7 the department may award grants in each fiscal year to an applying nursing home  
8 that meets all of the following criteria:
  - 9 1. The nursing home is located in the city of Milwaukee.
  - 10 2. Patient occupancy of the nursing home is at least 80% of the nursing home’s  
11 licensed bed capacity.
  - 12 3. More than 90% of the nursing home’s residents are eligible for medical  
13 assistance, including those who have dual eligibility for medical assistance and  
14 medicare.
  - 15 4. The nursing home is not affiliated with a religious organization from which  
16 the nursing home receives operating support.
  - 17 5. The nursing home is certified as a medicare provider.
  - 18 6. At least 75% of the nursing home’s employees are minority group members.
- 19 (c) Funding for grants under par. (b) shall be based on the total cost of the  
20 nursing home’s services per patient who is a recipient of medical assistance or \$140  
21 per patient day for a patient who is a recipient of medical assistance, whichever is  
22 less, less any payment received under s. 49.45 (6m).”.

23 \*b1058/2.14\* **861.** Page 629, line 22: after that line insert:

24 \*b1058/2.14\* **SECTION 1787r.** 49.45 (24h) of the statutes is created to read:

1           49.45 (24h) DENTAL SERVICES REIMBURSEMENT RATES. Rates of reimbursement  
2 for dental services for each year shall equal the fee at which 75% of dentists in the  
3 east north central region charge equal or lesser amounts, as specified in the most  
4 recently published annual Survey of Dental Fees of the American Dental  
5 Association.”.

6           **\*b1038/2.1\* 862.** Page 630, line 7: after that line insert:

7           **\*b1038/2.1\* “SECTION 1789t.** 49.45 (39) (b) 1. of the statutes is renumbered  
8 49.45 (39) (b) 1. a. and amended to read:

9           49.45 (39) (b) 1. a. If a school district or a cooperative educational service  
10 agency elects to provide school medical services and meets all requirements under  
11 par. (c), the department shall, except as provided in subd. 1. b., reimburse the school  
12 district or the cooperative educational service agency for 60% of the federal share of  
13 allowable charges for the school medical services that it provides and, as specified  
14 in subd. 2., for allowable administrative costs. If the Wisconsin Center for the Blind  
15 and Visually Impaired or the Wisconsin School for the Deaf elects to provide school  
16 medical services and meets all requirements under par. (c), the department shall  
17 reimburse the department of public instruction for 60% of the federal share of  
18 allowable charges for the school medical services that the Wisconsin Center for the  
19 Blind and Visually Impaired or the Wisconsin School for the Deaf provides and, as  
20 specified in subd. 2., for allowable administrative costs. A school district, cooperative  
21 educational service agency, the Wisconsin Center for the Blind and Visually  
22 Impaired or the Wisconsin School for the Deaf may submit, and the department shall  
23 allow, claims for common carrier transportation costs as a school medical service  
24 unless the department receives notice from the federal health care financing

1 administration that, under a change in federal policy, the claims are not allowed. If  
2 the department receives the notice, a school district, cooperative educational service  
3 agency, the Wisconsin Center for the Blind and Visually Impaired or the Wisconsin  
4 School for the Deaf may submit, and the department shall allow, unreimbursed  
5 claims for common carrier transportation costs incurred before the date of the change  
6 in federal policy. The department shall promulgate rules establishing a methodology  
7 for making reimbursements under this paragraph. All other expenses for the school  
8 medical services provided by a school district or a cooperative educational service  
9 agency shall be paid for by the school district or the cooperative educational service  
10 agency with funds received from state or local taxes. The school district, the  
11 Wisconsin Center for the Blind and Visually Impaired, the Wisconsin School for the  
12 Deaf or the cooperative educational service agency shall comply with all  
13 requirements of the federal department of health and human services for receiving  
14 federal financial participation.

15 \*b1038/2.1\* SECTION 1789u. 49.45 (39) (b) 1. b. of the statutes is created to  
16 read:

17 49.45 (39) (b) 1. b. Beginning on July 1, 2003, the department shall, under this  
18 section, annually reimburse a school district and a cooperative educational service  
19 agency and shall reimburse the department of public instruction for the Wisconsin  
20 Center for the Blind and Visually Impaired and the Wisconsin School for the Deaf  
21 for 90% of the federal share of allowable charges received for school medical services  
22 in excess of \$16,100,000. The reimbursement shall be based on the proportion of total  
23 school medical services for the school year that was provided by each school district,  
24 cooperative educational service agency, the Wisconsin Center for the Blind and  
25 Visually Impaired, and the Wisconsin School for the Deaf.”

1           **\*b1046/1.3\* 863.** Page 630, line 14: after that line insert:

2           **\*b1046/1.3\* "SECTION 1791h.** 49.45 (47) (c) of the statutes is amended to read:

3           49.45 (47) (c) The biennial fee for the certification required under par. (b) of an  
4 adult day care center is ~~\$89, plus a biennial fee of \$17.80 per client, based on the~~  
5 ~~number of clients that the adult day care center is certified to serve \$100.~~ Fees  
6 collected under this paragraph shall be credited to the appropriation account under  
7 s. 20.435 (6) (jm).

8           **\*b1046/1.3\* SECTION 1791i.** 49.45 (47) (d) of the statutes is repealed.”.

9           **\*b0741/2.2\* 864.** Page 632, line 4: after that line insert:

10          **\*b0741/2.2\* "SECTION 1799f.** 49.46 (1) (a) 5m. of the statutes is created to read:

11          49.46 (1) (a) 5m. Any individual who is at least 18 years of age but under 20  
12 years of age and who, on his or her 18th birthday, was in foster care, or treatment  
13 foster care placement under ch. 48 or 938, as determined by the department.”.

14          **\*b1058/2.15\* 865.** Page 634, line 15: after that line insert:

15          **\*b1058/2.15\* "SECTION 1805f.** 49.46 (2) (b) 1m. of the statutes is created to  
16 read:

17          49.46 (2) (b) 1m. Dental hygienists’ services, limited to services that are  
18 payable under subd. 1. and that are within the scope of practice of a dental  
19 hygienist.”.

20          **\*b0742/2.2\* 866.** Page 642, line 20: after that line insert:

21          **\*b0742/2.2\* "SECTION 1833k.** 49.496 (3) (a) (intro.) of the statutes is amended  
22 to read:

23          49.496 (3) (a) (intro.) ~~Except as provided in par. (b), the~~ The department may  
24 not recover from the estate of a recipient any amount of medical assistance paid on

1 behalf of the recipient, except that the department shall file a claim against the  
2 estate of a recipient for all of the following unless already recovered by the  
3 department under this section:

4 \*b0742/2.2\* **SECTION 1834g.** 49.496 (3) (a) 2. d. of the statutes is repealed.

5 \*b0742/2.2\* **SECTION 1834j.** 49.496 (3) (a) 3. of the statutes is created to read:  
6 49.496 (3) (a) 3. Any medical assistance services that are required to be  
7 recovered under 42 USC 1396p.

8 \*b0742/2.2\* **SECTION 1834k.** 49.496 (3) (b) of the statutes is amended to read:  
9 49.496 (3) (b) ~~-A-~~ Notwithstanding par. (a), a claim under par. (a) is not  
10 allowable if the decedent has a surviving child who is under age 21 or disabled or a  
11 surviving spouse.”.

12 \*b1059/2.7\* **867.** Page 646, line 22: after that line insert:

13 \*b1059/2.7\* **SECTION 1838gb.** 49.688 of the statutes is created to read:

14 **49.688 Prescription drug assistance for elderly persons.** (1) In this  
15 section:

16 (a) “Generic name” has the meaning given in s. 450.12 (1) (b).

17 (b) “Poverty line” means the nonfarm federal poverty line for the continental  
18 United States, as defined by the federal department of labor under 42 USC 9902 (2).

19 (c) “Prescription drug” means a prescription drug, as defined in s. 450.01 (20),  
20 that is included in the drugs specified under s. 49.46 (2) (b) 6. h. and that is  
21 manufactured by a drug manufacturer that enters into a rebate agreement in force  
22 under sub. (6).

23 (d) “Prescription order” has the meaning given in s. 450.01 (21).

1 (e) “Program payment rate” means the rate of payment made for the identical  
2 drug specified under s. 49.46 (2) (b) 6. h., plus 5%, plus a dispensing fee that is equal  
3 to the dispensing fee permitted to be charged for prescription drugs for which  
4 coverage is provided under s. 49.46 (2) (b) 6. h.

5 (2) (a) A person to whom all of the following applies is eligible to purchase a  
6 prescription drug for the amounts specified in sub. (5) (a) 1. and 2.:

7 1. The person is a resident, as defined in s. 27.01 (10) (a), of this state.

8 2. The person is at least 65 years of age.

9 3. The person is not a recipient of medical assistance.

10 4. The person’s annual household income, as determined by the department,  
11 does not exceed 300% of the federal poverty line for a family the size of the person’s  
12 eligible family.

13 5. The person pays the program enrollment fee specified in sub. (3) (a).

14 (b) A person to whom par. (a) 1. to 3. and 5. applies, but whose annual household  
15 income, as determined by the department, exceeds 300% of the federal poverty line  
16 for a family the size of the persons’ eligible family, is eligible to purchase a  
17 prescription drug at the amounts specified in sub. (5) (a) 4. only during the remaining  
18 amount of any 12–month period in which the person has first paid the annual  
19 deductible specified in sub. (3) (b) 2. a. in purchasing prescription drugs at the retail  
20 price and has then paid the annual deductible specified in sub. (3) (b) 2. b.

21 (3) Program participants shall pay all of the following:

22 (a) For each 12–month benefit period, a program enrollment fee of \$20.

23 (b) 1. For each 12–month benefit period, for a person specified in sub. (2) (a),  
24 a deductible for prescription drugs of \$500, except that a person whose annual

1 household income, as determined by the department, is 175% or less of the federal  
2 poverty line for a family the size of the person's eligible family pays no deductible.

3 2. For each 12-month benefit period, for a person specified in sub. (2) (b), a  
4 deductible for prescription drugs that equals all of the following:

5 a. The difference between the person's annual household income and 300% of  
6 the federal poverty line for a family the size of the person's eligible family.

7 b. Five hundred dollars.

8 (c) After payment of any applicable deductible under par. (b), all of the  
9 following:

10 1. A copayment of \$5 for each prescription drug that bears only a generic name.

11 2. A copayment of \$10 for each prescription drug that does not bear only a  
12 generic name.

13 (d) Notwithstanding s. 49.002, if a person who is eligible under this section has  
14 other available coverage for payment of a prescription drug, this section applies only  
15 to costs for prescription drugs for the persons that are not covered under the person's  
16 other available coverage.

17 (4) The department shall devise and distribute a form for application for the  
18 program under sub. (2), shall determine eligibility for each 12-month benefit period  
19 of applicants and shall issue to eligible persons a prescription drug card for use in  
20 purchasing prescription drugs, as specified in sub. (5). The department shall  
21 promulgate rules that specify the criteria to be used to determine household income  
22 under sub. (2) (a) 4. and (b) and (3) (b) 1.

23 (5) (a) Beginning September 1, 2002, as a condition of participation by a  
24 pharmacy or pharmacist in the program under s. 49.45, 49.46, or 49.47, the  
25 pharmacy or pharmacist may not charge a person who presents a valid prescription

1 order and a card indicating that he or she meets eligibility requirements under sub.

2 (2) an amount for a prescription drug under the order that exceeds the following:

3 1. For a deductible, as specified in sub. (3) (b) 1. and 2. b., the program payment  
4 rate.

5 2. After any applicable deductible under subd. 1. is charged, the copayment, as  
6 applicable, that is specified in sub. (3) (c) 1. or 2. No dispensing fee may be charged  
7 to a person under this subdivision.

8 3. For a deductible, as specified in sub. (3) (b) 2. a., the retail price.

9 4. After the deductible under subd. 3. is charged, the copayment, as applicable,  
10 that is specified in sub. (3) (c) 1. or 2. No dispensing fee may be charged to a person  
11 under this subdivision.

12 (b) The department shall calculate and transmit to pharmacies and  
13 pharmacists that are certified providers of medical assistance amounts that may be  
14 used in calculating charges under par. (a). The department shall periodically update  
15 this information and transmit the updated amounts to pharmacies and pharmacists.

16 (6) The department, or an entity with which the department contracts, shall  
17 provide to a drug manufacturer that sells drugs for prescribed use in this state  
18 documents designed for use by the manufacturer in entering into a rebate agreement  
19 with the department or entity that is modeled on the rebate agreement specified  
20 under 42 USC 1396r–8. A rebate agreement under this subsection shall include all  
21 of the following as requirements:

22 (a) That the manufacturer shall make rebate payments for each prescription  
23 drug of the manufacturer that is prescribed for and purchased by persons who meet  
24 criteria under sub. (2) (a) and persons who meet criteria under sub. (2) (b) and have  
25 paid the deductible under sub. (3) (b) 2. a., to the state treasurer to be credited to the



1 appropriation account under s. 20.435 (4) (j), each calendar quarter or according to  
2 a schedule established by the department.

3 (b) That the amount of the rebate payment shall be determined by a method  
4 specified in 42 USC 1396r–8 (c).

5 (7) From the appropriation accounts under s. 20.435 (4) (bv) and (j), beginning  
6 September 1, 2002, the department shall, under a schedule that is identical to that  
7 used by the department for payment of pharmacy provider claims under medical  
8 assistance, provide to pharmacies and pharmacists payments for prescription drugs  
9 sold by the pharmacies or pharmacists to persons eligible under sub. (2) who have  
10 paid the deductible specified under sub. (3) (b) 1. or 2. or who, under sub. (3) (b) 1.,  
11 are not required to pay a deductible. The payment for each prescription drug under  
12 this subsection shall be at the program payment rate, minus any copayment paid by  
13 the person under sub. (5) (a) 2. or 4., and plus, if applicable, incentive payments that  
14 are similar to those provided under s. 49.45 (8v). The department shall devise and  
15 distribute a claim form for use by pharmacies and pharmacists under this subsection  
16 and may limit payment under this subsection to those prescription drugs for which  
17 payment claims are submitted by pharmacists or pharmacies directly to the  
18 department. The department may apply to the program under this section the same  
19 utilization and cost control procedures that apply under rules promulgated by the  
20 department to medical assistance under subch. IV of ch. 49.

21 (8) The department shall, under methods promulgated by the department by  
22 rule, monitor compliance by pharmacies and pharmacists that are certified providers  
23 of medical assistance with the requirements of sub. (5) and shall annually report to  
24 the legislature under s. 13.172 (2) concerning the compliance. The report shall  
25 include information on any pharmacies or pharmacists that discontinue

1 participation as certified providers of medical assistance and the reasons given for  
2 the discontinuance.

3 (9) (a) The department shall promulgate rules relating to prohibitions on fraud  
4 that are substantially similar to applicable provisions under s. 49.49 (1) (a).

5 (b) A person who is convicted of violating a rule promulgated by the department  
6 under par. (a) in connection with that person's furnishing of prescription drugs under  
7 this section may be fined not more than \$25,000, or imprisoned for not more than 7  
8 years and 6 months, or both.

9 (c) A person other than a person specified in par. (b) who is convicted of violating  
10 a rule promulgated by the department under par. (a) may be fined not more than  
11 \$10,000, or imprisoned for not more than one year, or both.

12 (10) If federal law is amended to provide coverage for prescription drugs for  
13 outpatient care as a benefit under medicare or to provide similar coverage under  
14 another program, the department shall submit to appropriate standing committees  
15 of the legislature under s. 13.172 (3) a report that contains an analysis of the  
16 differences between such a federal program and the program under this section and  
17 that provides recommendations concerning alignment, if any, of the differences.

18 (11) Except as provided in subs. (8) to (10) and except for the department's  
19 rule-making requirements and authority, the department may enter into a contract  
20 with an entity to perform the duties and exercise the powers of the department under  
21 this section.”.

22 \*b0813/1.1\* **868.** Page 656, line 10: after that line insert:

23 \*b0813/1.1\* “SECTION 1966v. 51.30 (4) (b) 10m. of the statutes is amended to  
24 read:

1           51.30 (4) (b) 10m. To the department of justice or a district attorney under s.  
2           980.015 (3) (b), if the treatment records are maintained by an agency with  
3           jurisdiction, as defined in s. ~~980.015 (1)~~ 980.01 (1d), that has control or custody over  
4           a person who may meet the criteria for commitment as a sexually violent person  
5           under ch. 980.”.

6           **\*b0741/2.3\* 869.** Page 656, line 11: delete lines 11 to 22 and substitute:

7           **\*b0741/2.3\* “SECTION 1968d.** 51.42 (3) (ar) 4m. of the statutes is amended to  
8           read:

9           51.42 (3) (ar) 4m. If state, federal, and county funding for alcohol and other  
10          drug abuse treatment services provided under subd. 4. are insufficient to meet the  
11          needs of all eligible individuals, ensure that first priority for services is given to  
12          pregnant women who suffer from alcoholism or alcohol abuse or are drug dependent  
13          and that second priority be given to individuals who are 20 years of age were eligible  
14          for the medical assistance program under s. 49.46 (1) (a) 5m. but became ineligible  
15          for the program solely because they attained the age of 20.

16          **\*b0741/2.3\* SECTION 1968dh.** 51.42 (3) (ar) 4p. of the statutes is created to  
17          read:

18          51.42 (3) (ar) 4p. If state, federal, and county funding for mental health services  
19          provided under subd. 4. are insufficient to meet the needs of all eligible individuals,  
20          ensure that first priority for services is given to individuals who are 20 years of age  
21          and were eligible for the medical assistance program under s. 49.46 (1) (a) 5m. but  
22          became ineligible for the program solely because they attained the age of 20.”.

23          **\*b0957/1.6\* 870.** Page 665, line 20: after that line insert:

24          **\*b0957/1.6\* “SECTION 2001r.** 59.52 (29) (c) of the statutes is created to read:

1           59.52 (29) (c) If a county enacts an ordinance or adopts a resolution that  
2 authorizes preferences or set-asides to minority businesses in the awarding of a  
3 public work contract under par. (a), the ordinance or resolution shall require that the  
4 minority business be certified by the department of commerce under s. 560.036 (2).

5           **\*b0957/1.6\* SECTION 2002j.** 59.57 (1) (b) of the statutes is amended to read:

6           59.57 (1) (b) If a county with a population of 500,000 or more appropriates  
7 money under par. (a) to fund nonprofit agencies, the county shall have a goal of  
8 expending 20% of the money appropriated for this purpose to fund a nonprofit agency  
9 that is ~~actively managed by minority group members, as defined in s. 560.036 (1) (f),~~  
10 a minority business certified by the department of commerce under s. 560.036 (2) and  
11 that principally serves minority group members.”.

12           **\*b0770/2.8\* 871.** Page 669, line 17: after that line insert:

13           **\*b0770/2.8\* “SECTION 2003t.** 60.61 (2) (j) of the statutes is created to read:

14           60.61 (2) (j) Authorize burials under s. 157.066.

15           **\*b0770/2.8\* SECTION 2003x.** 62.23 (7) (c) of the statutes is amended to read:

16           62.23 (7) (c) *Purposes in view.* Such regulations shall be made in accordance  
17 with a comprehensive plan and designed to lessen congestion in the streets; to secure  
18 safety from fire, panic and other dangers; to promote health and the general welfare;  
19 to provide adequate light and air, including access to sunlight for solar collectors and  
20 to wind for wind energy systems; to encourage the protection of groundwater  
21 resources; to prevent the overcrowding of land; to avoid undue concentration of  
22 population; to facilitate the adequate provision of transportation, water, sewerage,  
23 schools, parks and other public requirements; to authorize burials if an ordinance is  
24 enacted under s. 157.066; and to preserve burial sites, as defined in s. 157.70 (1) (b).