

**2001 DRAFTING REQUEST**

**Assembly Amendment (AA-ASA1-SB55)**

Received: 06/21/2001

Received By: malaigm

Wanted: Soon

Identical to LRB:

For: Assembly Republican Caucus 6-1452

By/Representing: Hartsough

This file may be shown to any legislator: NO

Drafter: malaigm

May Contact: LFB

Addl. Drafters:

Subject: Children - day care

Extra Copies:

Submit via email: NO

Requester's email:

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**Pre Topic:**

ARC:.....Hartsough - AM22,

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**Topic:**

Child care; sudden infant death syndrome prevention training

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**Instructions:**

See Attached

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**Drafting History:**

| <u>Vers.</u> | <u>Drafted</u>        | <u>Reviewed</u>     | <u>Typed</u>           | <u>Proofed</u> | <u>Submitted</u>           | <u>Jacketed</u> | <u>Required</u> |
|--------------|-----------------------|---------------------|------------------------|----------------|----------------------------|-----------------|-----------------|
| /?           | malaigm<br>06/21/2001 | jdyer<br>06/22/2001 |                        |                |                            |                 |                 |
| /1           |                       |                     | pgreensl<br>06/22/2001 |                | lrb_docadmin<br>06/22/2001 |                 |                 |

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|--------------|-----------------------|---------------------|------------------------|----------------|----------------------------|-----------------|-----------------|
| /2           | malaigm<br>06/25/2001 | jdyer<br>06/25/2001 | rschluet<br>06/26/2001 | _____          | lrb_docadmin<br>06/26/2001 |                 |                 |

FE Sent For:

<END>

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**ISR**  
~~**TNF, PJH**~~  
~~**ISR**~~  
~~**TNF, PJH**~~  
~~**TNF, PJH**~~  
~~**TNF, PJH**~~  
~~**ISR**~~  
~~**TNF, PJH**~~  
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| /?           | malaigm<br>06/21/2001 | jdye<br>06/22/2001       |                        | _____          |                            |                 |                 |
| /1           |                       | 1/2 <sup>6/</sup> 25 jld | pgreensl<br>06/22/2001 | _____          | lrb_docadmin<br>06/22/2001 |                 |                 |

FE Sent For:

  
 6-26-1 26  
 <END>

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|--------------|----------------|-----------------|--------------|----------------|------------------|-----------------|-----------------|
| 1?           | malaigm        | 1 6/22 jk       | 6/22 pg      | 6/22 p8/eh     |                  |                 |                 |

FE Sent For:

<END>

# Budget Amendments 2001 - 2003

Prepared by the Assembly Republican Caucus

**Statement of Intent** Requires day care providers and employees and volunteers of day care providers who provide care and supervision for children to receive training in the prevention of sudden infant death syndrome.

**Legislator** Krawczyk

**Amendment** 25

**Legislator 2**

**Pass or Fail** Pass

**Legislator 3**

**Spending Cut**

**Legislator 4**

**Withdrawn**

**Staff contact** Ken Machtan

**Package**

**Agency** Health and Family Services

**Summary** Requires DHFS, in establishing the minimum requirements for the issuance of licenses to day care centers that provide care and supervision for children and volunteers of a licensee who provide care and supervision for children receive training in the most current medically accepted methods of preventing sudden infant death syndrome. Similarly, the bill requires DWD, in establishing the requirements for certification of day care providers under the W-2 program, to include a requirement that all providers and all employees and volunteers of a provider receive that training.

**Fiscal Impact** None.

**Drafting Inst**

**ARC Analyst** Hartsough

GMM

**Request #** 47

2001

Date (time) needed Soon

LRB b 1430 / 11

**ARC CAUCUS BUDGET AMENDMENT  
[ONLY FOR CAUCUS]**

GMM : JLD : \_\_\_\_\_

See form **AMENDMENTS — COMPONENTS & ITEMS.**

**CAUCUS AMENDMENT  
TO ASSEMBLY SUBSTITUTE AMENDMENT 1  
TO 2001 SENATE BILL 55**

>>FOR CAUCUS SUPERAMENDMENT — NOT FOR INTRODUCTION<<

At the locations indicated, amend the substitute amendment as follows:

#. Page 583, line 2 : after that line insert:

~~#. Page . . . . ., line . . . . .:~~

~~#. Page . . . . ., line . . . . .:~~

~~#. Page . . . . ., line . . . . .:~~

~~#. Page . . . . ., line . . . . .:~~

~~#. Page . . . . ., line . . . . .:~~



## 1999 ASSEMBLY BILL 222


March 23, 1999 - Introduced by Representatives KELSO, STONE, GROTHMAN, HUTCHISON, OLSEN, GOETSCH, SERATTI, CULLEN and ALBERS, cosponsored by Senators DARLING and SCHULTZ. Referred to Committee on Children and Families.

1 **AN ACT to amend** 48.67 and 49.155 (1d) (a) of the statutes; **relating to:** requiring  
2 day care providers and employes and volunteers of day care providers who  
3 provide care and supervision for children to receive training in the prevention  
4 of sudden infant death syndrome.

---

### *Analysis by the Legislative Reference Bureau*

Under current law, no person may for compensation provide care and supervision for four or more children under the age of seven for less than 24 hours a day unless that person obtains a license to operate a day care center from the department of health and family services (DHFS). To obtain a license to operate a day care center, a person must meet the minimum requirements for the issuance of a license established by DHFS by rule. Also, under current law, a school board may establish and provide day care programs for children. A day care program established by a school board must meet the standards for a licensed day care center established by DHFS by rule. In addition, under current law, a county department of human services or social services must certify a day care provider who is not required to be licensed by DHFS in order for the day care provider to be eligible for reimbursement for child care provided from child care subsidy funding provided under the Wisconsin works (W-2) program. To be certified as a day care provider under the W-2 program, a person must meet the minimum requirements for certification established by the department of workforce development (DWD) by rule.





1636 d ✓

This bill requires DHFS, in establishing the minimum requirements for the issuance of licenses to day care centers that provide care and supervision for children under one year of age, to include a requirement that all licensees and all employees and volunteers of a licensee who provide care and supervision for children receive training in the most current medically accepted methods of preventing sudden infant death syndrome. Similarly, the bill requires DWD, in establishing the requirements for certification of day care providers under the W-2 program, to include a requirement that all providers and all employees and volunteers of a provider receive that training.

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

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

SECTION 1. 48.67 of the statute is amended to read:

**48.67 Rules governing child welfare agencies, day care centers, foster homes, treatment foster homes, group homes, shelter care facilities and county departments.** The department shall promulgate rules establishing minimum requirements for the issuance of licenses to, and establishing standards for the operation of, child welfare agencies, day care centers, foster homes, treatment foster homes, group homes, shelter care facilities and county departments. These rules shall be designed to protect and promote the health, safety, and welfare of the children in the care of all licensees. The department shall consult with the department of commerce and the department of public instruction before promulgating these rules. In establishing the minimum requirements for the issuance of licenses to day care centers that provide care and supervision for children under one year of age, the department shall include a requirement that all licensees who are individuals and all employees and volunteers of a licensee who provide care and supervision for children receive, before the date on which the license is issued or the employment or volunteer work commences, whichever is applicable, training

employees

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RWF

Statute 5

2

ASSEMBLY BILL 222

1 in the most current medically accepted methods of preventing sudden infant death  
2 syndrome. " ✓ (1660y) ✓

3 "SECTION 2 49.155 (1d) (a) of the statutes is amended to read: (employees)

4 49.155 (1d) (a) The department shall promulgate rules establishing standards  
5 for the certification of child care providers under s. 48.651. In establishing the  
6 requirements for certification under this paragraph of a child care provider who  
7 provides care and supervision for children under one year of age, the department  
8 shall include a requirement that all providers and all ~~employees~~ and volunteers of a  
9 provider who provide care and supervision for children receive, before the date on  
10 which the provider is certified or the employment or volunteer work commences,  
11 whichever is applicable, training in the most current medically accepted methods of  
12 preventing sudden infant death syndrome. In establishing the requirements for  
13 certification as a Level II certified family day care provider, the department may not  
14 include <sup>↓↓</sup> any other requirement for training for providers. "  
15

(END)

✓  
# Page 597 , line 6 : after that line insert:



State of Wisconsin  
2001 - 2002 LEGISLATURE

LRBb1430/12  
GMM:jld:pg

12  
RMR

ARC:.....Hartsough - AM22, Child care; sudden infant death syndrome prevention training

FOR 2001-03 BUDGET — NOT READY FOR INTRODUCTION

**CAUCUS ASSEMBLY AMENDMENT**

**TO ASSEMBLY SUBSTITUTE AMENDMENT 1,**

**TO 2001 SENATE BILL 55**

1 At the locations indicated, amend the substitute amendment as follows: ✓

2 1. Page 583, line 2: after that line insert:

3 "SECTION 1636d. 48.67 of the statutes is amended to read:

4 **48.67 Rules governing child welfare agencies, day care centers, foster**  
5 **homes, treatment foster homes, group homes, shelter care facilities and**  
6 **county departments.** The department shall promulgate rules establishing  
7 minimum requirements for the issuance of licenses to, and establishing standards  
8 for the operation of, child welfare agencies, day care centers, foster homes, treatment  
9 foster homes, group homes, shelter care facilities, and county departments. These  
10 rules shall be designed to protect and promote the health, safety, and welfare of the

1 children in the care of all licensees. The department shall consult with the  
2 department of commerce and the department of public instruction before  
3 promulgating these rules. In establishing the minimum requirements for the  
4 issuance of licenses to day care centers that provide care and supervision for children  
5 under one year of age, the department shall include a requirement that all licensees  
6 who are individuals and all employees and volunteers of a licensee who provide care  
7 and supervision for children receive, before the date on which the license is issued  
8 or the employment or volunteer work commences, whichever is applicable, training  
9 in the most current medically accepted methods of preventing sudden infant death  
10 syndrome.”.

11 **2.** Page 597, line 6: after that line insert:

12 “SECTION 1660y. 49.155 (1d) (a) of the statutes is amended to read:

13 49.155 (1d) (a) The department shall promulgate rules establishing standards  
14 for the certification of child care providers under s. 48.651. In establishing the  
15 requirements for certification under this paragraph of a child care provider who  
16 provides care and supervision for children under one year of age, the department  
17 shall include a requirement that all providers and all employees and volunteers of  
18 a provider who provide care and supervision for children receive, before the date on  
19 which the provider is certified or the employment or volunteer work commences,  
20 whichever is applicable, training in the most current medically accepted methods of  
21 preventing sudden infant death syndrome. In establishing the requirements for  
22 certification as a Level II certified family day care provider, the department may not  
23 include ~~a~~ any other requirement for training for providers.”.

24

(END)

Insert  
2-23

Insert 2-23

# Page 1338, line 20 : after that line insert:

146

~~(NAME)~~

(S) S U D D E N I N F A N T D E A T H S Y N D R O M E

P R E V E N T I O N T R A I N I N G ; R U L E S . The department of

health and family services shall submit in

proposed form the rules required under section

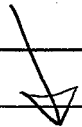
48.67 of the statutes, as affected by this act,

to the legislature under section 227.19 of the

statutes no later than the first day of the

6th month beginning after the effective date of

this subsections."



Insert 2-23 CONT

1375

17

# Page ~~4358~~, line ~~24~~; after that line insert:

HC  
" (MRF) )

~~1322~~

(5) SUDDEN INFANT DEATH SYNDROME

PREVENTION TRAINING; RULES. The department of

workforce development ✓

~~health and family services~~ shall submit in

proposed form the rules required under section

49.155 (1d)(a) ✓

~~46.67~~ of the statutes, as affected by this act,

to the legislature under section 227.19 of the

statutes no later than the first day of the

6th month beginning after the effective date of

this subsections."

(MRF)

ARC:.....Hartsough – AM22, Child care; sudden infant death syndrome prevention training

FOR 2001-03 BUDGET — NOT READY FOR INTRODUCTION

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7 minimum requirements for the issuance of licenses to, and establishing standards  
8 for the operation of, child welfare agencies, day care centers, foster homes, treatment  
9 foster homes, group homes, shelter care facilities, and county departments. These  
10 rules shall be designed to protect and promote the health, safety, and welfare of the

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2 department of commerce and the department of public instruction before  
3 promulgating these rules. In establishing the minimum requirements for the  
4 issuance of licenses to day care centers that provide care and supervision for children  
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6 who are individuals and all employees and volunteers of a licensee who provide care  
7 and supervision for children receive, before the date on which the license is issued  
8 or the employment or volunteer work commences, whichever is applicable, training  
9 in the most current medically accepted methods of preventing sudden infant death  
10 syndrome.”.

11 **2.** Page 597, line 6: after that line insert:

12 “SECTION 1660y. 49.155 (1d) (a) of the statutes is amended to read:

13 49.155 (1d) (a) The department shall promulgate rules establishing standards  
14 for the certification of child care providers under s. 48.651. In establishing the  
15 requirements for certification under this paragraph of a child care provider who  
16 provides care and supervision for children under one year of age, the department  
17 shall include a requirement that all providers and all employees and volunteers of  
18 a provider who provide care and supervision for children receive, before the date on  
19 which the provider is certified or the employment or volunteer work commences,  
20 whichever is applicable, training in the most current medically accepted methods of  
21 preventing sudden infant death syndrome. In establishing the requirements for  
22 certification as a Level II certified family day care provider, the department may not  
23 include ~~a~~ any other requirement for training for providers.”.

24 **3.** Page 1338, line 20: after that line insert:



1           “(14b) SUDDEN INFANT DEATH SYNDROME PREVENTION TRAINING; RULES. The  
2 department of health and family services shall submit in proposed form the rules  
3 required under section 48.67 of the statutes, as affected by this act, to the legislature  
4 under section 227.19 of the statutes no later than the first day of the 6th month  
5 beginning after the effective date of this subsection.”.

6           **4.** Page 1375, line 17: after that line insert:

7           “(11c) SUDDEN INFANT DEATH SYNDROME PREVENTION TRAINING; RULES. The  
8 department of workforce development shall submit in proposed form the rules  
9 required under section 49.155 (1d) (a) of the statutes, as affected by this act, to the  
10 legislature under section 227.19 of the statutes no later than the first day of the 6th  
11 month beginning after the effective date of this subsection.”.

12                           (END)