

3



State of Wisconsin  
2003 - 2004 LEGISLATURE

LRB-1256/P2

PJK:jld:ch

this is correct  
dash number

DOA:.....Fath – BB0323, Replace community service and trial jobs under  
W-2 with transitional subsidized private sector jobs

FOR 2003-05 BUDGET — NOT READY FOR INTRODUCTION

Very soon  
(1-24)  
D-note

Mon or Tues

do not  
get cut

1 AN ACT ...; relating to: the budget.

*Analysis by the Legislative Reference Bureau*

**HEALTH AND HUMAN SERVICES**

**WISCONSIN WORKS**

This is a preliminary draft. An analysis will be provided in a later version.

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

2 SECTION 1. 20.445 (3) (dz) of the statutes is amended to read:

3 20.445 (3) (dz) *Wisconsin works Works and other public assistance*

4 *administration and benefits.* The amounts in the schedule, less the amounts

5 withheld under s. 49.143 (3), for administration ~~and~~ benefit payments under

6 *Wisconsin works Works* under ss. 49.141 to 49.161, the learnfare program under s.

7 49.26, the work experience and job search program under s. 49.36, and the food

insert 1-5 (next page)

plain

Insert 1-5

1 stamp employment and training program under s. 49.13; ~~employer~~ employer ✓  
 2 reimbursements, participant stipends, ~~education and training costs~~ education and training costs ✓  
 3 ~~Wisconsin Works under ss. 49.14 to 49.17~~ for payments to counties, tribal  
 4 governing bodies, and Wisconsin works Works agencies; for hospital paternity  
 5 incentive payments under s. 69.14 (1) (cm); ~~for job training services under the~~ ← plain  
 6 workforce attachment and advancement program under s. 49.173; ✓ and for funeral  
 7 expenses under s. 49.30. Payments may be made from this appropriation to counties  
 8 for fraud investigation and error reduction under s. 49.197 (1m). Moneys  
 9 appropriated under this paragraph may be used to match federal funds received  
 10 under par. (md). Notwithstanding ss. 20.001 (3) (a) and 20.002 (1), the department  
 11 may transfer funds between fiscal years under this paragraph. Notwithstanding ss.  
 12 20.001 (3) and 20.002 (1), the department of health and family services shall credit  
 13 or deposit into this appropriation account funds for the purposes of this  
 14 appropriation that the department transfers from the appropriation account under  
 15 s. 20.435 (7) (bc). All funds allocated by the department but not encumbered by  
 16 December 31 of each year lapse to the general fund on the next January 1 unless  
 17 transferred to the next calendar year by the joint committee on finance.

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 2. 20.445 (3) (e) of the statutes is amended to read:

20.445 (3) (e) *Job access loans.* Biennially, the amounts in the schedule for job access loans under s. 49.147 (6) 49.1471.

SECTION 3. 20.445 (3) (jL) of the statutes is amended to read:

1           20.445 (3) (jL) *Job access loan repayments.* All moneys received from  
2           repayments of loans made under s. ~~49.147 (6)~~ 49.1471 for the purpose of making  
3           loans under s. ~~49.147 (6)~~ 49.1471.<sup>✓</sup>

4           **SECTION 4.** 49.015 (2) of the statutes is amended to read:

5           49.015 (2) **RECIPIENTS OF OTHER AID.** Except as provided in sub. (3), an  
6           individual is not eligible for relief for a month in which the individual has received  
7           aid to families with dependent children under s. 49.19 or supplemental security  
8           income under 42 USC 1381 to 1383c or has participated in a Wisconsin ~~works~~ Works  
9           employment position ~~under s. 49.147 (3) to (5), as defined in s. 49.141 (1) (r),~~ or in  
10          which aid to families with dependent children, supplemental security income  
11          benefits, or a Wisconsin ~~works~~ Works employment position is immediately available  
12          to the individual.

13          **SECTION 5.** 49.13 (2) (cm) of the statutes is amended to read:

14          49.13 (2) (cm) The amount of food stamp benefits paid to a recipient who is a  
15          participant in a Wisconsin ~~works~~ Works employment position under s. 49.147 (4) or  
16          (5) shall be calculated based on the ~~pre-sanction benefit amount received s. 49.148~~  
17          ~~participant's gross wages and stipend, if any, under s. 49.147, as reduced under s.~~  
18          49.147 (7), if relevant.

19          **SECTION 6.** 49.136 (2) (b) of the statutes is amended to read:

20          49.136 (2) (b) The department shall attempt to award grants under this section  
21          to head start agencies designated under 42 USC 9836, employers that provide or  
22          wish to provide child care services for their employees, family day care centers, group  
23          day care centers and day care programs for the children of student parents,  
24          organizations that provide child care for sick children, and child care providers that

Insert 3-18

1 employ participants or former participants in a Wisconsin ~~works~~ Works employment  
2 position under s. 49.147 (3) to (5), as defined in s. 49.141 (1) (r).

3 ~~SECTION 7. 49.141 (1) (a) of the statutes is repealed.~~

4 SECTION 8. 49.141 (1) (e) of the statutes is amended to read:

5 49.141 (1) (e) "Job access loan" means a loan administered under s. 49.147 (6)  
6 49.1471.

7 SECTION 9. 49.141 (1) (m) of the statutes is ~~modified~~ <sup>created</sup> to read:

8 49.141 (1) (m) "Transitional ~~subsidized~~ <sup>plain</sup> subsidized private sector job" means a  
9 ~~work~~ work component of Wisconsin ~~works~~ <sup>(3m)</sup> Works administered under s. 49.147 ~~49.147~~.

10 ~~SECTION 10. 49.141 (1) (n) of the statutes is repealed.~~

11 SECTION 11. 49.141 (1) (o) of the statutes is created to read:

12 49.141 (1) (o) "Unsubsidized employment" means employment for which the  
13 department or a Wisconsin Works agency provides no wage subsidy or  
14 reimbursement to the employer, including self-employment and entrepreneurial  
15 activities.

16 SECTION 12. 49.141 (1) (om) of the statutes is created to read:

17 49.141 (1) (om) "Wages" has the meaning given in s. 109.01 (3).

18 SECTION 13. 49.141 (1) (p) of the statutes is amended to read:

19 49.141 (1) (p) "Wisconsin works Works" means the assistance employment and  
20 work-support program for families with dependent children low-income adults,  
21 administered under ss. 49.141 to 49.161.

22 SECTION 14. 49.141 (1) (r) of the statutes is amended to read:

23 49.141 (1) (r) "Wisconsin works Works employment position" means any job or  
24 placement under s. 49.147 (3) to (5), 2001 stats., or a transitional subsidized private  
25 sector job under s. 49.147.

change component

1 SECTION 15. 49.141 (3) of the statutes is amended to read:

2 ~~49.141 (3) APPLICATIONS. Any individual may apply for any component of to~~  
3 ~~participate in Wisconsin works Works. Application for each component of~~  
4 ~~participation in Wisconsin works Works shall be made on a form prescribed by the~~  
5 ~~department. The individual shall submit a completed application form to a~~  
6 ~~Wisconsin works Works agency in the geographical area specified by the department~~  
7 ~~under s. 49.143 (6) in which the individual lives and in the manner prescribed by the~~  
8 ~~department.~~

9 SECTION 16. 49.141 (4) of the statutes is amended to read:

*plain*

10 49.141 (4) NONENTITLEMENT. Notwithstanding fulfillment of the eligibility  
11 requirements for any component of ~~Wisconsin works Works~~, an  
12 individual is not entitled to services, employment, or benefits under Wisconsin works  
13 Works.

14 SECTION 17. 49.141 (5) (a) of the statutes is amended to read:

15 49.141 (5) (a) Have the effect of filling a vacancy created by an employer  
16 terminating a regular employee or otherwise reducing its work force for the purpose  
17 of hiring an individual under s. 49.147 (3), (4) or (5).

18 SECTION 18. 49.143 (1) (a) 1. of the statutes is amended to read:

19 49.143 (1) (a) 1. Award a contract, on the basis of a competitive process  
20 approved by the secretary of administration, to any person to administer Wisconsin  
21 works Works as provided in ss. 49.141 to 49.161 in a geographical area determined  
22 by the department under sub. (6). The competitive process shall include cost and  
23 prior experience criteria.

24 SECTION 19. 49.143 (1) (a) 2. of the statutes is amended to read:

1 49.143 (1) (a) 2. Contract with a Wisconsin works Works agency to administer  
2 Wisconsin works Works as provided in ss. 49.141 to 49.161 if that agency has met the  
3 performance standards established by the department under sub. (3), during the  
4 immediately preceding contract period.

5 SECTION 20. 49.143 (2) (a) 2. of the statutes is amended to read:

6 49.143 (2) (a) 2. Identify and encourage employers to provide permanent jobs

7 ~~subsidized employment~~ for persons who are eligible for trial jobs or community

8 service ~~transitional subsidized private sector~~ jobs.

9 SECTION 21. 49.143 (2) (a) 3 of the statutes is repealed.

10 SECTION 22. 49.143 (2) (a) 4. of the statutes is amended to read:

11 49.143 (2) (a) 4. Create, and encourage others to create, on-the-job training

12 sites for persons who are eligible for trial jobs or community service ~~transitional~~

13 ~~subsidized private sector~~ jobs.

14 SECTION 23. 49.143 (2) (a) 5. of the statutes is amended to read:

15 49.143 (2) (a) 5. Foster and guide the entrepreneurial efforts of participants

16 who are eligible for trial jobs or community service ~~transitional subsidized private~~

17 ~~sector~~ jobs.

18 SECTION 24. 49.143 (2) (a) 6. of the statutes is amended to read:

19 49.143 (2) (a) 6. Provide mentors, both from its membership and from

20 recruitment of members of the community, to provide job-related guidance,

21 including assistance in resolving job-related issues and the provision of job leads or

22 references, to persons who are eligible for trial jobs or community service ~~transitional~~

23 ~~subsidized private sector~~ jobs.

24 SECTION 25. 49.143 (2) (bg) of the statutes is created to read:

plain

SCORE →

transitional subsidized private sector jobs

plain

plain

plain

1           49.143 (2) (bg) In addition to providing job search assistance under s. 49.147  
2           (5) (a) to participants in Wisconsin Works employment positions, provide job search  
3           assistance, upon request, to participants on a waiting list under s. 49.147 (1) (b) 1.  
4           and to custodial parents who are under the age of 18.

do not delete

5           ~~SECTION 26. 49.143 (2) (ct) of the statutes is repealed.~~

6           SECTION 27. 49.143 (2) (f) of the statutes is renumbered 49.143 (2) (g) and  
7           amended to read:

8           49.143 (2) (g) Perform any other tasks specified by the department in the  
9           contract that the department determines are necessary for the administration of  
10          Wisconsin works Works.

Keep this

keep

11          SECTION 28. 49.143 (2) (fm) of the statutes is created to read:

12          49.143 (2) (fm) Provide to every participant information about and assistance  
13          in obtaining any work supports for which the participant is eligible, such as child  
14          care, health insurance, and income tax credits and refunds.

in a transitional subsidized private sector job

15          SECTION 29. 49.143 (3g) (a) (intro.) and 4. of the statutes are consolidated,  
16          renumbered 49.143 (3g) (am) and amended to read:

17          49.143 (3g) (am) The department shall base any performance bonus  
18          calculation that it makes for Wisconsin works Works agencies only on all of the  
19          following performance criteria: 4. Wages wages and benefits earned in unsubsidized  
20          employment by former participants in Wisconsin works Works employment  
21          positions.

22          SECTION 30. 49.143 (3g) (a) 1. of the statutes is repealed.

23          SECTION 31. 49.143 (3g) (a) 2. of the statutes is repealed.

24          SECTION 32. 49.143 (3g) (a) 3. of the statutes is repealed.

25          SECTION 33. 49.143 (3g) (a) 5. of the statutes is repealed.

1 SECTION 34. 49.143 (3g) (a) 6. of the statutes is repealed.

2 SECTION 35. 49.145 (1) of the statutes is amended to read:

3 49.145 (1) GENERAL ELIGIBILITY. In order to be eligible for a Wisconsin works  
4 Works employment positions and position or job access loans loan for any month, an  
5 individual shall meet the eligibility requirements under subs. (2) and (3). The  
6 department may promulgate rules establishing additional eligibility criteria and  
7 specifying how eligibility criteria are to be administered. The department may  
8 promulgate rules establishing payment and reporting periods as needed to  
9 administer this subsection.

10 ? SECTION 36. 49.145 (2) (a)<sup>x</sup> of the statutes is repealed.

11 ? SECTION 37. 49.145 (2) (b) of the statutes is amended to read:

12 49.145 (2) (b) The individual ~~has attained the age of~~ is at least 18 years of age  
13 but not more than 65 years of age.

14 ? SECTION 38. 49.145 (2) (h) of the statutes is amended to read:

15 49.145 (2) (h) The individual ~~has made, for at least 2 weeks immediately after~~  
16 applying, makes a good faith effort, as determined by the Wisconsin works Works  
17 agency on a case-by-case basis, to obtain unsubsidized employment and.

18 (hc) ✓ The individual has not refused any bona fide offer of unsubsidized  
19 employment within the 180 days immediately preceding application.

20 SECTION 39. 49.145 (2) (i) of the statutes is amended to read:

21 49.145 (2) (i) The individual is not receiving supplemental security income  
22 under 42 USC 1381 to 1383c or state supplemental payments under s. 49.77 and, if  
23 the individual is a dependent child, the custodial parent of the individual does not  
24 receive a payment on behalf of the individual under s. 49.775. The department may ✓  
25 require an individual who receives ~~any~~ a stipend under s. 49.147 <sup>(3m)(g)</sup> or benefits



1 under s. 49.148 and who has applied for supplemental security income under 42 USC  
2 1381 to 1383c to authorize the federal social security administration to reimburse the  
3 department for the ~~wages reimbursed on behalf of the individual~~ stipend paid to the  
4 individual under s. 49.147<sup>(3 m)(g)</sup> or the benefits paid to the individual under s. 49.148  
5 during the period that the individual was entitled to supplemental security income  
6 benefits to the extent that retroactive supplemental security income benefits are  
7 made available to the individual.

8 SECTION 40. 49.145 (2) (s) of the statutes is amended to read:

9 49.145 (2) (s) The individual assigns to the state any right of the individual or  
10 of any dependent child of the individual to support or maintenance from any other  
11 person, including any right to amounts accruing during the time that any Wisconsin  
12 works ~~Works~~ stipend or benefit is paid to the individual. If a minor who is  
13 a beneficiary of any Wisconsin works ~~Works~~ stipend or benefit is also the  
14 beneficiary of support under a judgment or order that includes support for one or  
15 more children ~~not receiving a benefit~~ who are not beneficiaries under Wisconsin  
16 works ~~Works~~, any support payment made under the judgment or order is assigned  
17 to the state during the period that the minor is a beneficiary of the Wisconsin works  
18 ~~Works~~ stipend or benefit in the amount that is the proportionate share of the  
19 minor ~~receiving the benefit~~ who is the beneficiary under Wisconsin works ~~Works~~,  
20 except as otherwise ordered by the court on the motion of a party. Amounts assigned  
21 to the state under this paragraph remain assigned to the state until the amount due  
22 to the federal government has been recovered. No amount of support that begins to  
23 accrue after the individual ceases to receive the ~~wages~~ stipend or benefits under  
24 Wisconsin works ~~Works~~ may be considered assigned to this state. Except as provided  
25 in s. 49.1455, any money received by the department in a month under an

1 assignment to the state under this paragraph for an individual applying for or  
2 participating in Wisconsin works Works shall be paid to the individual applying for  
3 or participating in Wisconsin works Works. The department shall pay the federal  
4 share of support assigned under this paragraph as required under federal law or  
5 waiver.

6 SECTION 41. 49.145 (3) (b) 1. of the statutes is amended to read:

7 49.145 (3) (b) 1. All earned and unearned income of the individual, except any  
8 amount received under section 32 of the Internal Revenue Code, as defined in s. 71.01  
9 (6), any amount received under s. 71.07 (9e), any payment made by an employer  
10 under section 3507 of the Internal Revenue Code, as defined in s. 71.01 (6), any  
11 student financial aid received under any federal or state program, any scholarship  
12 used for tuition and books, any wages or stipend received under s. 49.147 and any  
13 assistance received under s. 49.148. In determining the earned and unearned  
14 income of the individual, the Wisconsin works agency may not include income earned  
15 by a dependent child of the individual.

received under s. 49.148(1)(am) ✓ (3m)(g) ✓

16 SECTION 42. 49.146 (title) of the statutes is amended to read:

17 49.146 (title) **Employer criteria** ~~selection and reimbursement~~

18 SECTION 43. 49.146 of the statutes is renumbered 49.146 (1) and amended to  
19 read:

insert 11-5 (on next page) ✓

20 49.146 (1) **ELIGIBILITY CRITERIA.** To be eligible to employ a participant under s.  
21 49.147, an employer must be a corporation described under section 501 (c) (3) or (4)  
22 of the Internal Revenue Code and exempt from taxation under section 501 (a) of the  
23 Internal Revenue Code. The department shall establish by rule ~~criteria~~ criteria  
24 that an employer providing a Wisconsin works Works employment position must  
25 meet in order to employ a participant under s. 49.147 (3) to (5). An employer that does

plain - to underscore

Subject to sub. (2), the

*plain*

*plain*

1 not meet the criteria established under this section subsection is ineligible to receive  
 2 any subsidy ~~for any position provided to a participant for reimbursement of costs,~~  
 3 ~~under sub. (1)~~ *or reimbursement of costs* ← score

✓ (CS) OF EMPLOYERS FOR TRANSITIONAL SUBSIDIZED JOBS

4 SECTION 44. 49.146 (2) of the statutes is created to read:  
 5 49.146 (2) SELECTION. *Insert 11-5 (previous page)* ✓  
 6 for employing participants under s. 49.147. *(3m)* The department shall select, and enter  
 7 into contracts with, employers that meet the criteria established under sub. (1) and  
 8 that demonstrate the ability to do all of the following:  
 9 (a) Create useful transitional subsidized private sector jobs that benefit the  
 10 community.  
 11 (b) Provide effective supervision for participants.  
 12 (c) Manage payroll, taxes, and other financial matters in a responsible manner.  
 13 (d) Coordinate closely and cooperatively with <sup>a</sup> ~~the~~ Wisconsin Works agency  
 14 ~~in a geographic area in which the employer is located~~ in moving participants  
 15 employed by the employer under s. 49.147 *(3m)* into stable unsubsidized employment as  
 16 quickly as possible.  
 17 (e) Comply in all respects with the Wisconsin Works program.

18 ~~SECTION 45. (49.146 (3) of the statutes is created to read:~~  
 19 49.146 (3) REIMBURSEMENT *413.* An employer that employs a participant under  
 20 ~~sub. (1)~~ shall be reimbursed by the department for 100% of the employer's costs that  
 21 are attributable to employment of the participant ~~under sub. (1)~~, as determined by  
 22 the department, including any of the following:  
 23 ¶ a. ~~the~~ Wages.  
 24 ¶ b. ~~the~~ Federal social security taxes.  
 25 ¶ c. ~~the~~ State and federal unemployment contributions or taxes, if any.

Insert B-1

*this subsection*

↓ contd

*Insert 13-1 cont'd*

- 1 ~~d.~~ Worker's compensation insurance premiums, if any.
- 2 ~~e.~~ Liability insurance premiums, if any.
- 3 ~~f.~~ Supervisory costs and other overhead as specified in the employer's contract
- 4 with the department. *(end of ins 13-1)*

SECTION 46. 49.1465 of the statutes is created to read:

49.1465 Education and training. (1) EDUCATIONAL NEEDS ASSESSMENT. A Wisconsin Works agency shall conduct an educational needs assessment of each individual who applies for a Wisconsin Works employment position. If the individual and the Wisconsin Works agency determine that the individual needs, or would benefit from, education or training activities, the Wisconsin Works agency shall include education or training activities in any employability plan developed for the individual. The Wisconsin Works agency shall pay, or arrange for payment, for the education or training services identified in the employability plan to the extent that funds are available.

(2) PROGRAM AND EMPLOYER COORDINATION. A Wisconsin Works agency shall do all of the following:

~~SECTION 47. 49.147 of the statutes is repealed and recreated to read:~~

~~49.147 Wisconsin Works; transitional subsidized private sector jobs.~~

~~(1) JOB OFFERS (a) Subject to pars. (b) and (c), an individual who applies for a Wisconsin Works employment position and who meets the eligibility requirements under s. 49.145 shall be offered a transitional subsidized private sector job at a~~

~~reasonably accessible location with one or more employers selected under s. 49.146~~

~~(2)~~ *(move up)*

~~Job offers under ~~s. 49.146~~ shall be limited by the number of employers selected under s. 49.146 (2) and the number and types of employment positions available with~~

*including a course of study meeting the standards established under s. 115.29(4) for the granting of a declaration of equivalency of high school graduation,*

*Insert 12-16*

*Start here after insert*

*this subsection*

See p. 11  
Insert 13-1

1 each employer, as provided in the employer's contract with the department. If the  
 2 number of participants exceeds, or the department determines that the number of  
 3 participants will exceed, the number of transitional subsidized private sector jobs  
 4 available, the department may do any of the following:

- 5 1. Create waiting lists of participants.
- 6 2. By rule modify program requirements for new participants so as to manage  
 7 the anticipated caseload within existing resources.

8 (c) If the department creates waiting lists under par. (b) 1., the department  
 9 shall arrange for transitional subsidized private sector jobs to be offered to  
 10 participants on waiting lists in the following order of priority:

- 11 1. Subject to par. (d) and s. 49.152 (3) (a), custodial parents, in order of priority  
 12 based on income, giving the highest priority to custodial parents with the lowest  
 13 incomes.
- 14 2. Subject to par. (d) and s. 49.152 (3) (a), noncustodial parents, in order of  
 15 priority based on income, giving the highest priority to noncustodial parents with the  
 16 lowest incomes.
- 17 3. Subject to par. (d) and s. 49.152 (3) (a), participants not specified under  
 18 subs. 1. and 2., in order of priority based on income, giving the highest priority to  
 19 participants with the lowest incomes.

20 (d) The department may, if the department determines that it is appropriate,  
 21 arrange for a transitional subsidized private sector job to be offered to a participant  
 22 in a different priority from the priority set forth in par. (c) 1 to 3.

23 (b) <sup>(I) NOCS7</sup> JOBS DESCRIPTION. <sup>1.</sup> To the extent possible, each transitional subsidized  
 24 private sector job shall be designed by the employer, in consultation with the  
 25 Wisconsin Works agency and the department, to meet the needs and fit the abilities

1 of the participant to whom the job is offered. Each transitional subsidized private  
2 sector job shall involve the performance of useful work that benefits the community.  
3 Employers offering transitional subsidized private sector jobs and the department  
4 shall consult with labor unions representing public sector employees on the design  
5 of transitional subsidized private sector jobs to ensure compliance with s. 49.141 (5).

6 ~~§ 2.~~ The department may design transitional subsidized private sector jobs that  
7 do any of the following:

8 ~~a. 2.~~ Allow a participant to work in a sheltered workshop, as defined in s. 104.01  
9 (6), or in other supported employment ~~if the department~~ determines that the  
10 participant is highly unlikely to be able to obtain or retain employment at a  
11 minimum wage.

12 ~~b. 2.~~ Allow a participant to care for a severely disabled child or other relative of  
13 the participant, if the ~~department~~ determines that such an arrangement would be  
14 cost-effective for taxpayers.

15 (c) Unless a different number of hours is recommended on a case-by-case basis  
16 by the Wisconsin Works agency in accordance with guidelines established by the  
17 department, each transitional subsidized private sector job shall provide at least 25  
18 hours, but not more than 30 hours, of work per week to allow a participant time to  
19 continue to search for unsubsidized employment, as required under ~~s. 49.141~~ par. (f)

20 ~~(d)~~ <sup>NO CS</sup> EMPLOYER-EMPLOYEE RELATIONSHIP ~~§ 49.141~~ <sup>I</sup> Except as otherwise  
21 provided in this <sup>sub</sup> section or in a contract between the department and the employer,  
22 a participant who accepts a transitional subsidized private sector job with an  
23 employer selected under s. 49.146 (2) is an employee of that employer for all purposes  
24 and in all respects. The participant shall be supervised in the same manner as the  
25 employer's other employees, shall be covered under the employer's worker's

7  
Wisconsin Works agency

(d) Required hours.

✓ employer's

✓ in a transitional subsidized private sector job

subsidized private sector jobs

1 compensation coverage, and shall receive his or her paycheck in the same manner  
 2 as the other employees, with appropriate payroll deductions. The department may  
 3 require an employer to provide a sick leave benefit to a participant.  
 4 ~~A 2.~~ A participant working in a transitional subsidized private sector job may  
 5 be terminated from employment by the employer, in accordance with guidelines  
 6 established by the department, for misconduct, failure to perform work  
 7 satisfactorily, or repeated unexcused absences from work. A participant who  
 8 believes that he or she has been wrongfully terminated under this ~~subsection~~ from  
 9 a transitional subsidized private sector job may appeal the termination to the  
 10 department.

11 ~~(a) Each participant working in a transitional subsidized private sector job~~  
 12 ~~shall be paid by the employer at the prevailing federal minimum wage for hours~~  
 13 ~~actually worked.~~

Time-limited

14 ~~(e) PARTICIPATION LIMITS AND REQUIREMENTS~~ A participant under this section  
 15 may be employed in any one transitional subsidized private sector job for a maximum  
 16 of 6 months, unless granted an extension by the Wisconsin Works agency. ~~Subst~~  
 17 ~~to the limit in par. (a),~~ a participant may be employed in more than one transitional  
 18 subsidized private sector job, but

19 ~~(must reapply to participate after his or her~~  
 20 ~~employment in a prior transitional subsidized private sector job terminates and~~  
 21 ~~must satisfy the unsubsidized employment search requirement under s. 49.145 (2)~~  
 22 ~~(h).~~

23 ~~(h) A participant's employment under this section may not exceed a total of 24~~  
 24 ~~months which need not be consecutive.~~ The department or, with the approval of the  
 25 department, the Wisconsin Works agency may grant an extension of the 24-month  
 limit on a case-by-case basis if any of the following applies:

The months need not be consecutive.

→ of participation under this subsection

par. (b) 2. a. or b  
letter

- 1 1. The participant is employed under ~~subsidized employment~~
- 2 2. The participant has made all appropriate search efforts but has been unable
- 3 to find unsubsidized employment because local labor market conditions preclude a
- 4 reasonable job opportunity for that participant, as determined by a Wisconsin Works
- 5 agency and approved by the department.

6 (f) ~~UNSUBSIDIZED EMPLOYMENT SEARCH.~~ Except as provided in ~~par. (b) 2. a. or b.~~

7 ~~support or activity during which the participant is on a waiting list under subch.~~

8 ~~a~~ a participant in a Wisconsin Works employment position shall search for

9 unsubsidized employment throughout his or her participation, including any time

10 during which the participant is pursuing education or training under ~~sub. (6).~~ The

11 Wisconsin Works agency shall determine, in accordance with guidelines established

12 by the department, the number of hours that a participant should reasonably spend

13 searching for unsubsidized employment and shall assist the participant in his or her

14 search. The department shall define by rule satisfactory search efforts for

15 unsubsidized employment.

transitional subsidized private sector jobs

16 A 2. ~~A~~ Wisconsin Works agency may grant a participant an exception to the

17 requirement under ~~sub. (f)~~ if any of the following applies:

- 18 a. 1. The participant is employed under ~~sub. (b) 2. a. or b.~~
- 19 a. 2. The Wisconsin Works agency determines, in accordance with guidelines
- 20 established by the department, that the participant has made all appropriate search
- 21 efforts but has been unable to find unsubsidized employment because local labor
- 22 market conditions preclude a reasonable job opportunity for that participant.

23 A 3. ~~If~~ the Wisconsin Works agency determines that a participant working in a

24 transitional subsidized private sector job is not making satisfactory or good faith

25 efforts to seek unsubsidized employment after having been given appropriate notice,

insert 17-1  
(from next page)



ins. 17-17 (move to previous page)

1 as defined by the department, by the Wisconsin Works agency, the participant shall  
2 be terminated from his or her employment in the transitional subsidized private  
3 sector job. A participant who believes that he or she has been wrongfully terminated  
4 under this ~~paragraph~~ <sup>subdivision</sup> may appeal the termination to the department.

5 ~~(g)~~ EDUCATION OR TRAINING SUBSTITUTION. ~~If~~ If a participant has been employed  
6 in a transitional subsidized private sector job for at least 2 weeks and the employer  
7 determines that the participant's work performance has been satisfactory, the  
8 participant and the Wisconsin Works agency, in consultation with the employer, may  
9 enter into an agreement under which all of the following occur:

10 ~~a. z~~ The participant enrolls in an education or training program that the  
11 participant and Wisconsin Works agency agree has a high probability of enabling the  
12 participant to acquire skills leading to unsubsidized employment.

13 ~~b. z~~ The participant's work hours in the transitional subsidized private sector job  
14 are reduced to between 15 and 20 hours per week.

15 ~~c. z~~ The Wisconsin Works agency pays the participant a stipend <sup>✓</sup> equal to 90% of  
16 the wages that the participant would have earned in the transitional subsidized  
17 private sector job if his or her hours had not been reduced.

18 ~~2.~~ A stipend <sup>subd. 1. c.</sup> under ~~paragraph~~ may not be paid for longer than 3 months, unless  
19 the Wisconsin Works agency recommends a longer period in accordance with  
20 guidelines established by the department. In no case, however, may the stipend be  
21 paid after the participant's employment in the transitional subsidized private sector  
22 job terminates.

23 SECTION 48. 49.1471 of the statutes is created to read:  
24 49.1471 Wisconsin Works; job access loans. (1) ADDITIONAL ELIGIBILITY  
25 CRITERIA. An individual is eligible to receive a job access loan if, in addition to meeting

Insert 17-25

1 the eligibility requirements under s. 49.145, the individual meets all of the following  
2 conditions:

3 (a) The individual needs the loan to address an immediate and discrete  
4 financial crisis. The crisis may not be the result of the individual's failure to accept  
5 a bona fide offer of employment or the individual's termination of a job without good  
6 cause.

7 (b) The individual needs the loan to obtain or continue employment.  
8 Fulfillment of this requirement includes a loan that is needed to repair or purchase  
9 a vehicle that is needed to obtain or continue employment.

10 (c) The individual is not in default with respect to the repayment of any  
11 previous job access loan or repayment of any grant or wage overpayments under the  
12 Wisconsin Works program.

13 (d) The individual is not a migrant worker.

14 (2) TERMS. The department shall promulgate rules establishing the terms of  
15 any job access loan, including all of the following:

16 (a) The maximum and minimum loan amounts in any 12-month period.

17 (b) The method of loan disbursement.

18 (c) The terms and conditions of repayment. The rules promulgated under this  
19 paragraph shall provide for repayment by performance of in-kind services. The  
20 rules shall establish criteria that the Wisconsin Works agency shall use to approve  
21 in-kind repayment of loans.

22 (3) DISTRIBUTION AND ADMINISTRATION. From the appropriations under s. 20.445

23 (3) (e), (jL), and (md), the department shall distribute funds for job access loans to  
24 a Wisconsin Works agency, which shall administer the loans in accordance with rules  
25 promulgated by the department.

(1)(c)

(2)(c)

0

(4)  
(m)

1 (4) MINOR CUSTODIAL PARENTS. An individual who would be eligible for a job  
2 access loan under sub. (1), except that the individual has not attained the age of 18,  
3 is eligible under this subsection if the individual meets the following requirements:

4 (a) The individual is in an out-of-home placement or independent living  
5 arrangement supervised by an adult, as defined by the department.

6 (b) The individual has graduated from high school or has met the standards  
7 established by the state superintendent of public instruction for the granting of a  
8 declaration of equivalency of high school graduation under s. 115.29 (4).

9 (c) The individual will be 18 years old within 2 months after applying for the  
10 job access loan.

11 SECTION 49. 49.148 (title) of the statutes is amended to read:

12 49.148 (title) ~~Wisconsin works; wages and~~ Works; custodial parent  
13 benefits.

14 SECTION 50. 49.148 (1) of the statutes is repealed.

15 SECTION 51. 49.148 (1m) (title) of the statutes is repealed.

16 SECTION 52. 49.148 (1m) (a) of the statutes is ~~renumbered 49.148 (1) and~~  
17 amended to read: <sup>1m</sup> (a)

18 49.148 (1) ~~(1m)~~ A person who meets the eligibility requirements  
19 under s. 49.145 (2) and (3) and who is a custodial parent of a child who is 12 weeks  
20 old or less and who meets the eligibility requirements under s. 49.145 (2) and (3) may  
21 receive a monthly grant of \$673 unless another adult member of the custodial  
22 parent's Wisconsin ~~works~~ Works group is participating in, or is eligible to participate  
23 in, a Wisconsin ~~works~~ Works employment position or is employed in unsubsidized  
24 employment, as defined in s. 49.147 (1) (e). A Wisconsin ~~works~~ Works agency may

Charge component

1 not require a participant under this subsection ~~section~~ to participate in any ~~of~~

2 Wisconsin Works employment positions ~~positions~~.

3 ~~2. PARTICIPATION EQUIVALENTS~~ Receipt of a grant under this subsection

4 ~~section~~ does not constitute participation in a Wisconsin works Works employment

5 position for purposes of the time limits under s. 49.145 (2) (n) or 49.147 (3) (e), (4) (b)

6 or (5) (b) 2. ~~if~~ if the child is born to the participant not more than 10 months after

7 the date that the participant was first determined to be eligible for assistance under

8 s. 49.19 or for a Wisconsin works Works employment position.

9 SECTION 53. 49.148 (1m) (b) of the statutes is renumbered 49.148 (3) (b) and

10 amended to read:

11 49.148 (3) (b) Receipt of a grant under this subsection ~~section~~ constitutes

12 participation in a Wisconsin works Works employment position for purposes of the

13 time limits under ss. 49.145 (2) (n) and 49.147 (3) (e), (4) (b) or (5) (b) 2. ~~if~~ if the child

14 is born to the participant more than 10 months after the date that the participant

15 was first determined to be eligible for assistance under s. 49.19 or for a Wisconsin

16 works Works employment position unless the child was conceived as a result of a

17 sexual assault in violation of s. 940.225 (1), (2), or (3) in which the mother did not

18 indicate a freely given agreement to have sexual intercourse or of incest in violation

19 of s. 944.06 or 948.06 and that incest or sexual assault has been reported to a

20 physician and to law enforcement authorities.

21 SECTION 54. 49.148 (4) of the statutes is ~~renumbered 49.147~~ amended

22 to read:

23 49.148 (4) DRUG TESTING (a) A Wisconsin works Works agency shall require

24 a participant in a community service job or transitional placement transitional

25 subsidized private sector job who, after August 22, 1996, was convicted in any state

*(no striking only underlining where shown)*

4 (b) 1.

no striking (but keep scoring)

(3m) (e)

1m

2.

plain

(3m) (e)

no striking

2

1 or federal court of a felony that had as an element possession, use, or distribution of  
 2 a controlled substance to submit to a test for use of a controlled substance as a  
 3 condition of continued eligibility. If the test results are positive, the Wisconsin ~~works~~  
 4 Works agency shall decrease the ~~presanction benefit amount for number of hours~~  
 5 that ~~the participant may work by not more than up to 15%~~ for not fewer than 12  
 6 months, or for the remainder of the participant's period of participation in a  
 7 ~~community service job or transitional placement~~ subsidized private sector job, if less  
 8 than 12 months. If, at the end of 12 months, the individual is still a participant in  
 9 a ~~community service job or transitional placement~~ subsidized private sector job and  
 10 submits to another test for use of a controlled substance and if the results of the test  
 11 are negative, the Wisconsin ~~works~~ Works agency shall discontinue the reduction of  
 12 work hours under this paragraph.

13 (b) The Wisconsin ~~works~~ Works agency may require an individual who tests  
 14 positive for use of a controlled substance under par. (a) to participate in a drug abuse  
 15 evaluation, assessment, and treatment program as ~~part of the participation~~  
 16 ~~requirement under s. 49.147 (4) (as) or (5) (bs)~~ a condition of employment.

17 (c) Paragraph (a) does not apply if the participant was convicted more than 5  
 18 years prior to the date on which the participant applied or reapplied for a Wisconsin  
 19 ~~works~~ Works employment position.

Insert 21-19

20 SECTION 55. 49.149 (intro.) of the statutes is repealed.

21 SECTION 56. 49.149 (1) of the statutes is renumbered 49.1465 (2) (a).

22 SECTION 57. 49.149 (3) of the statutes is renumbered 49.1465 (2) (b).

23 SECTION 58. 49.149 (4) of the statutes is renumbered 49.1465 (2) (c).

24 SECTION 59. 49.15 (3) (a) of the statutes is amended to read:

25 49.15 (3) (a) Unsubsidized employment, as defined in s. 49.147 (1) (e).

1 SECTION 60. 49.151 of the statutes is repealed.

2 SECTION 61. 49.152 (1) of the statutes is amended to read:

3 49.152 (1) PETITION FOR REVIEW. Any individual whose application for any  
4 component of Wisconsin works Works is not acted upon by the Wisconsin works  
5 Works agency with reasonable promptness after the filing of the application, as  
6 defined by the department by rule, or is denied in whole or in part, whose benefit,  
7 wage, or stipend is modified or canceled, or who believes that the benefit, wage, or  
8 stipend was calculated incorrectly or that the Wisconsin Works employment position  
9 in which the individual was placed or ~~placed~~ the individual was offered is  
10 inappropriate, may petition the Wisconsin works Works agency for a review of such  
11 action. Review is unavailable if the action by the Wisconsin works Works agency  
12 occurred more than 45 days prior to submission of the petition for review.

the transitional subsidized private sector jobs that

13 SECTION 62. 49.152 (3) (a) of the statutes is amended to read:

14 49.152 (3) (a) If, following review under sub. (2), the Wisconsin works Works  
15 agency or the department determines that an individual, whose application for a  
16 Wisconsin works Works employment position was denied based on eligibility, was in  
17 fact eligible, or that the individual was placed in ~~an inappropriate~~ an inappropriate  
18 Wisconsin works Works employment position, the Wisconsin works Works agency  
19 shall place ~~the~~ <sup>plain</sup> the individual in the first available Wisconsin works Works  
20 employment position that is appropriate for that individual, as determined by the  
21 Wisconsin works Works agency or the department. An individual who is placed in  
22 a Wisconsin works employment position under this paragraph is eligible for the  
23 benefit for that position under s. 49.148 beginning on the date on which the  
24 individual begins participation under s. 49.147.

or offered an inappropriate transitional subsidized private sector jobs

25 SECTION 63. 49.152 (3) (b) of the statutes is amended to read:

or offer the individual the first available transitional subsidized private sector jobs

1 49.152 (3) (b) If, following review under sub. (2), the Wisconsin works Works  
2 agency or the department determines that a participant's benefit, wage, or stipend  
3 was improperly modified or canceled, or was calculated incorrectly, the Wisconsin  
4 works Works agency shall restore the benefit, wage, or stipend to the level  
5 determined to be appropriate by the Wisconsin works Works agency or by the  
6 department retroactive to the date on which the benefit, wage, or stipend was first  
7 improperly modified or canceled or incorrectly calculated.

8 SECTION 64. 49.155 (1m) (a) 3. of the statutes is amended to read:

9 49.155 (1m) (a) 3. Work in a Wisconsin works Works employment position,  
10 including participation in job search, orientation and training activities under s.

11 49.147 (2) (a) ~~and in education or training activities under s. 49.1465 or 49.147~~  
*plain* *or (3m) (f) ✓*

12 ~~(3) (am), (4) (am) or (5) (bm)~~ *(3m) (g) ✓*

13 ~~SECTION 65. 49.159 of the statutes is repealed.~~ *plain*

14 SECTION 66. 49.161 (1) of the statutes is amended to read:

15 49.161 (1) ~~TRIAL JOBS WAGE, STIPEND, OR GRANT OVERPAYMENTS.~~ Notwithstanding  
16 s. 49.96, the department shall recover an overpayment of wages paid under s. 49.147  
17 (3) (c) from the individual who received the wages, an overpayment of a stipend paid  
18 under s. 49.147 (6) from the individual who received the stipend, and an  
19 overpayment of benefits paid under s. 49.148 (1) (a) from an the individual who  
20 receives received the benefits paid under s. 49.148 (1) (a). The value of the benefit  
21 liable for recovery under this subsection may not exceed the amount that the  
22 department paid in wage subsidies with respect to that participant while the  
23 participant was ineligible to participate. The department shall promulgate rules  
24 establishing policies and procedures for administrating administering this  
25 subsection.

1 SECTION 67. 49.161 (2) of the statutes is repealed.

2 SECTION 68. 49.161 (3) (intro.) of the statutes is amended to read:

3 49.161 (3) OVERPAYMENTS CAUSED BY INTENTIONAL PROGRAM VIOLATIONS. (intro.)

4 If an overpayment under sub. (1) or (2) is the result of an intentional violation of ss.

5 49.141 to 49.161 or of rules promulgated by the department under those sections, the

6 department shall recover the overpayment by deducting an amount from the stipend

7 received under s. 49.147 (6) or the benefits received under s. 49.148 (1) (a), (b) or (e),

8 or by directing the participant's employer to deduct an amount from the participant's

9 wages paid under s. 49.147 (3) (c), until the overpayment is recovered. The amount

10 to be deducted each month may not exceed the following:

11 SECTION 69. 49.161 (3) (a) of the statutes is amended to read:

12 49.161 (3) (a) For intentional program violations resulting in an overpayment

13 that is less than \$300, 10% of the amount of the monthly stipend, wages, or benefit

14 payment.

\*\*\*\*NOTE: Please review this section closely. You may want something different  
The language under current law does not work real well for wages.

Insert 24-15

15 SECTION 70. 49.173 of the statutes is repealed

16 SECTION 71. 49.175 (1) (n) of the statutes is amended to read:

17 49.175 (1) (n) *Job access loans.* For job access loans under s. 49.147 (6) 49.1471,

18 \$600,000 in each fiscal year.

19 SECTION 72. 49.175 (1) (u) of the statutes is repealed

20 SECTION 73. 49.179 of the statutes is repealed.

21 SECTION 74. 49.195 (title) of the statutes is amended to read:

22 49.195 (title) **Recovery of aid to families with dependent children and**

23 **Wisconsin works benefits Works payments.**



1 SECTION 75. 49.195 (1) of the statutes is amended to read:

2 49.195 (1) If any parent individual at the time of receiving aid under s. 49.19,

3 ~~wages or a stipend under s. 49.147,~~ <sup>(3m)(g)</sup> or a benefit under s. 49.148, 49.155, or 49.157,

4 or at any time thereafter, acquires property by gift, inheritance, sale of assets, court

5 judgment, or settlement of any damage claim, or by winning a lottery or prize, the

6 county granting such aid, or the Wisconsin ~~works~~ <sup>Works</sup> agency ~~granting for such~~

7 ~~wages~~ granting such a stipend or benefit, may sue the parent individual on behalf

8 of the department to recover the value of that portion of the aid ~~or of the~~ ~~wages~~

9 stipend, or benefit <sup>✓</sup> ~~which~~ that does not exceed the amount of the property so acquired.

10 The value of the aid, ~~wages~~ ~~stipend,~~ or benefit liable for recovery under this section

11 may not include the value of work performed by a member of the family in a

12 community work experience program under s. 46.215 (1) (o), 1991 stats., s. 46.22 (1)

13 (b) 11., 1991 stats., or s. 49.50 (7j) (d), 1991 stats., or in a community work experience

14 component under s. 49.193 (6), 1997 stats. During the life of the parent individual,

15 the 10-year statute of limitations may be pleaded in defense against any suit for

16 recovery under this section; and if such property is his or her homestead it shall be

17 exempt from execution on the judgment of recovery until his or her death or sale of

18 the property, whichever occurs first. Notwithstanding the foregoing restrictions and

19 limitations, ~~where~~ if the aid, ~~wages~~ ~~stipend,~~ or benefit recipient is deceased, a claim

20 may be filed against any property in his or her estate and the statute of limitations

21 specified in s. 859.02 shall be exclusively applicable. The court may refuse to render

22 judgment or allow the claim in any case where a parent, spouse, or child is dependent

23 on the property for support, and the court in rendering judgment shall take into

24 account the current family budget requirement as fixed by the U.S. department of

25 labor for the community or as fixed by the authorities of the community in charge of

1 public assistance. The records of aid, ~~wages~~ stipend, or benefits paid kept by the  
 2 county, by the department, or by the Wisconsin works Works agency are prima facie  
 3 evidence of the value of the aid, ~~wages~~ stipend, or benefits furnished paid. Liability  
 4 under this section shall extend to any parent or stepparent whose family receives aid  
 5 under s. 49.19, ~~wages~~ a stipend under s. 49.147, or <sup>(3m)(g)</sup> benefits under s. 49.148, 49.155,  
 6 or 49.157 during the period that he or she is a member of the same household, but  
 7 his or her liability is limited to such period. This section does not apply to medical  
 8 and health assistance payments for which recovery is prohibited or restricted by  
 9 federal law or regulation.

SECTION 76. 49.195 (3) of the statutes is amended to read:

11 49.195 (3) A county, tribal governing body, or Wisconsin works Works agency  
 12 or the department shall determine whether an overpayment has been made under  
 13 s. 49.19 <sup>✓</sup> ~~49.147~~, <sup>(3m)(g)</sup> 49.148, 49.155 or, 49.157, or 49.19 and, if so, the amount of the  
 14 overpayment. The county, tribal governing body, or Wisconsin works Works agency  
 15 or the department shall provide notice of the overpayment to the liable person. The  
 16 department shall give that person an opportunity for a review following the  
 17 procedure specified under s. 49.152, if the person received the overpayment under  
 18 s. 49.141 to 49.161, and for a hearing under ch. 227. Notwithstanding s. 49.96, the  
 19 department shall promptly recover all overpayments made under s. 49.19 ~~49.147~~,  
 20 49.148, 49.155 or, 49.157, or 49.19 that have not already been received under s.  
 21 49.161 or 49.19 (17) and shall promulgate rules establishing policies and procedures  
 22 to administer this subsection. The rules shall include notification procedures similar  
 23 to those established for child support collections.

SECTION 77. 49.22 (6) of the statutes is amended to read:

1           49.22 (6) The department shall establish, pursuant to federal and state laws,  
 2 rules, and regulations, a uniform system of fees for services provided under this  
 3 section to individuals not receiving aid under s. 46.261, 49.19, or 49.47; ~~MAINTENANCE~~  
 4 stipends under s. 49.147; <sup>✓</sup> ~~benefits~~ <sup>(3m)(g) → or wages ✓</sup> under s. 49.148, 49.155, or 49.79; foster care  
 5 maintenance payments under 42 USC 670 to 679a; or kinship care payments under  
 6 s. 48.57 (3m) or long-term kinship care payments under s. 48.57 (3n). The system  
 7 of fees may take into account an individual's ability to pay. Any fee paid and collected  
 8 under this subsection may be retained by the county providing the service except for  
 9 the fee specified in 42 USC 653 (e) (2) for federal parent locator services.

10           **SECTION 78.** 49.26 (1) (e) of the statutes is amended to read:  
 11           49.26 (1) (e) For an individual who is a recipient of aid under s. 49.19, or whose  
 12 ~~custodial parent is a participant under s. 49.147 (3) to (5), who is the parent with~~  
 13 ~~whom a dependent child lives and who is subject to the school attendance~~  
 14 ~~requirement under par. (g), the department shall make a monthly payment to the~~  
 15 ~~individual or the child care provider for the month's child care costs in an amount~~  
 16 ~~based on need with the maximum amount per child equal to the lesser of the actual~~  
 17 ~~cost of the care or the rate established under s. 49.155 (6) if the individual~~  
 18 ~~demonstrates the need to purchase child care services in order to attend school and~~  
 19 ~~those services are available from a child care provider.~~

20           **SECTION 79.** 49.26 (1) (g) (intro.) of the statutes is amended to read:  
 21           49.26 (1) (g) (intro.) An individual who is a dependent child in a Wisconsin  
 22 ~~works~~ Works group that includes a participant under s. 49.147 (3), <sup>(3m) ✓</sup> (4) or (5) or who  
 23 is a recipient of aid under s. 49.19 is subject to the school attendance requirement <sup>no</sup>  
 24 under par. (g) if all of the following apply: <sup>striking</sup>

25           **SECTION 80.** 49.26 (1) (h) 1s. b. of the statutes is amended to read:

(3m)

1            49.26 (1) (h) 1s. b. An individual who is a dependent child in a Wisconsin works  
 2 Works group that includes a participant under s. 49.147 (3), (4) or (5) and who fails  
 3 to meet the school attendance requirement under par. (g) is subject to a monthly  
 4 sanction.

5            **SECTION 81.** 49.26 (1) (hm) of the statutes is amended to read:

6            49.26 (1) (hm) The department may require consent to the release of school  
 7 attendance records, under s. 118.125 (2) (e), as a condition of eligibility for benefits  
 8 participation under s. 49.147 (3) to (5) or aid under s. 49.19.

9            **SECTION 82.** 49.30 (1) (intro.) of the statutes is amended to read:

10           49.30 (1) (intro.) Except as provided in sub. (1m), if any recipient of ~~benefits~~  
 11 a stipend under s. 49.147 <sup>(3m)(g) ✓</sup> or of benefits <sup>or wages ✓</sup> under s. 49.148, 49.46, or 49.77, or under 42  
 12 USC 1381 to 1385 in effect on May 8, 1980, dies and the estate of the deceased  
 13 recipient is insufficient to pay the funeral, burial, and cemetery expenses of the  
 14 deceased recipient, the county or applicable tribal governing body or organization  
 15 responsible for burial of the recipient shall pay, to the person designated by the  
 16 county department under s. 46.215, 46.22, or 46.23 or applicable tribal governing  
 17 body or organization responsible for the burial of the recipient, all of the following:

18           **SECTION 83.** 49.32 (4) of the statutes is repealed.

19           **SECTION 84.** 49.32 (9) (a) of the statutes is amended to read:

20           49.32 (9) (a) Each county department under s. 46.215, 46.22, or 46.23  
 21 administering aid to families with dependent children shall maintain a monthly  
 22 report at its office showing the names of all persons receiving aid to families with  
 23 dependent children together with the amount paid during the preceding month.  
 24 Each Wisconsin works Works agency administering Wisconsin works Works under  
 25 ss. 49.141 to 49.161 shall maintain a monthly report at its office showing the names

no stipending

(3m)(g) ✓

or wages ✓

1 of all persons receiving ~~stipends~~ stipends under s. 49.147 or benefits under s. 49.148  
 2 together with the amount paid during the preceding month. Nothing in this  
 3 paragraph shall be construed to authorize or require the disclosure in the report of  
 4 any information (~~, including names, amounts of aid, or otherwise~~) other information,  
 5 pertaining to adoptions, or aid furnished for the care of children in foster homes or  
 6 treatment foster homes under s. 46.261 or 49.19 (10).

SECTION 85. 49.32 (10) (b) of the statutes is amended to read:

8 49.32 (10) (b) If a law enforcement officer believes, on reasonable grounds, that  
 9 a warrant has been issued and is outstanding for the arrest of a Wisconsin ~~works~~  
 10 Works participant, the law enforcement officer may request that a law enforcement  
 11 officer be notified when the participant appears to obtain his or her stipend or  
 12 benefits under the Wisconsin ~~works~~ Works program. At the request of a law  
 13 enforcement officer under this paragraph, an employee of a Wisconsin ~~works~~ Works  
 14 agency who disburses stipends or benefits may notify a law enforcement officer when  
 15 the participant appears to obtain ~~Wisconsin works~~ his or her stipend or benefits.

SECTION 86. 49.32 (10m) (a) of the statutes is amended to read:

17 49.32 (10m) (a) A county department, relief agency under s. 49.01 (3m), or  
 18 Wisconsin ~~works~~ Works agency shall, upon request, and after providing the notice  
 19 to the recipient required by this paragraph, release the current address of a recipient  
 20 of relief under s. 49.01 (3), aid to families with dependent children, ~~stipends or~~ a stipend  
 21 under s. 49.147 or benefits under s. 49.148 to a person, the person's attorney, or an  
 22 employee or agent of that attorney, if the person is a party to a legal action or  
 23 proceeding in which the recipient is a party or a witness, unless the person is a  
 24 respondent in an action commenced by the recipient under s. 813.12, 813.122,  
 25 813.123, 813.125, or 813.127. If the person is a respondent in an action commenced

1 by the recipient under s. 813.12, 813.122, 813.123, 813.125, or 813.127, the county  
2 department, relief agency, or Wisconsin ~~works~~ Works agency may not release the  
3 current address of the recipient. No county department, relief agency, or Wisconsin  
4 ~~works~~ Works agency may release an address under this paragraph until 21 days after  
5 the address has been requested. A person requesting an address under this  
6 paragraph shall be required to prove his or her identity and his or her participation  
7 as a party in a legal action or proceeding in which the recipient is a party or a witness  
8 by presenting a copy of the pleading or a copy of the subpoena for the witness. The  
9 person shall also be required to sign a statement setting forth his or her name,  
10 address, and the reasons for making the request and indicating that he or she  
11 understands the provisions of par. (b) with respect to the use of the information  
12 obtained. The statement shall be made on a form prescribed by the department and  
13 shall be sworn and notarized. Within 7 days after an address has been requested  
14 under this paragraph, the county department, relief agency, or Wisconsin ~~works~~  
15 Works agency shall mail to each recipient whose address has been requested a  
16 notification of that fact on a form prescribed by the department. The form shall also  
17 include the date on which the address was requested, the name and address of the  
18 person who requested the disclosure of the address, the reason that the address was  
19 requested, and a statement that the address will be released to the person who  
20 requested the address no sooner than 21 days after the date on which the request for  
21 the address was made. County departments, relief agencies, and Wisconsin ~~works~~  
22 Works agencies shall keep a record of each request for an address under this  
23 paragraph.

24 SECTION 87. 49.36 (2) of the statutes is amended to read:

1           49.36 (2) The department may contract with any county, tribal governing body,  
 2 or Wisconsin works Works agency to administer a work experience and job training  
 3 program for parents who are not custodial parents and who fail to pay child support  
 4 or to meet their children’s needs for support as a result of unemployment or  
 5 underemployment. The program may provide the kinds of work experience and job  
 6 training services available from the program under s. 49.193, 1997 stats., <sup>plain</sup> or s. 49.147  
 7 (3) <sup>plain</sup> or ~~any other program~~, (4) ~~any other program~~. The program may also  
 8 include job search and job orientation activities. The department shall fund the  
 9 program from the appropriation under s. 20.445 (3) (dz).

↙  
 (3m)  
 ↘

SECTION 88. 49.95 (4m) (a) of the statutes is amended to read:

11           49.95 (4m) (a) Without legal authority, sends or brings a person to a county,  
 12 tribal governing body, or municipality or advises a person to go to a county, tribal  
 13 governing body, or municipality for the purpose of obtaining relief funded by a relief  
 14 block grant, wages, a stipend, or benefits under the Wisconsin works Works program  
 15 under ss. 49.141 to 49.161, aid to families with dependent children under s. 49.19,  
 16 medical assistance under subch. IV, or food stamps under 7 USC 2011 to 2029.

SECTION 89. 49.95 (11) of the statutes is amended to read:

18           49.95 (11) “Public assistance” as used in this section includes relief funded by  
 19 a relief block grant and wages, a stipend, or benefits under ss. 49.141 to 49.161.

SECTION 90. 49.96 of the statutes is amended to read:

21           **49.96 Assistance grants exempt from levy.** All grants of aid to families with  
 22 dependent children, ~~wages and stipends~~ <sup>(3m)(g)</sup> paid under s. 49.147, payments made under  
 23 ss. s. 48.57 (3m) or (3n), 49.148 (1) (b) 1. or (e) or (1m) or 49.149 to 49.159, 49.155, or  
 24 49.157, payments made for social services, <sup>no striking</sup> cash benefits paid by counties under s.  
 25 59.53 (21), and benefits under s. 49.77 or federal Title XVI, are exempt from every

1 tax, and from execution, garnishment, attachment, and every other process and shall  
2 be inalienable.

3 SECTION 91. 59.53 (5) (a) of the statutes is amended to read:

4 59.53 (5) (a) The board shall contract with the department of workforce  
5 development to implement and administer the child and spousal support and  
6 establishment of paternity and the medical support liability programs provided for  
7 by Title IV of the federal social security act. The board may designate by board  
8 resolution any office, officer, board, department, or agency, except the clerk of circuit  
9 court, as the county child support agency. The board or county child support agency  
10 shall implement and administer the programs in accordance with the contract with  
11 the department of workforce development. The attorneys responsible for support  
12 enforcement under sub. (6) (a), circuit court commissioners, and all other county  
13 officials shall cooperate with the county and the department of workforce  
14 development as necessary to provide the services required under the programs. The  
15 county shall charge the fee established by the department of workforce development  
16 under s. 49.22 for services provided under this paragraph to persons not receiving  
17 ~~wages~~ a stipend under s. 49.147, <sup>(3m)(g)</sup> benefits <sup>or wages ✓</sup> under s. 49.148 or, 49.155, or 49.157, or  
18 assistance under s. 46.261, 49.19, or 49.47.

19 SECTION 92. 71.07 (2dj) (am) 4h. of the statutes is amended to read:

20 71.07 (2dj) (am) 4h. Modify section 51 (a) of the internal revenue code so that  
21 the amount of the credit is 25% of the qualified first-year wages if the wages are paid  
22 to an applicant for a Wisconsin works Works employment position for service either  
23 in an unsubsidized position or in a trial job under s. 49.147 (3), 2001 stats., and so  
24 that the amount of the credit is 20% of the qualified first-year wages if the wages are  
25 not paid to such an applicant.



1           **SECTION 93.** 71.07 (2dx) (a) 5. of the statutes is amended to read:

2           71.07 (2dx) (a) 5. “Member of a targeted group” means a person who resides  
3 in an empowerment zone, or an enterprise community, that the U.S. government  
4 designates, a person who is employed in an unsubsidized job but meets the eligibility  
5 requirements under s. 49.145 (2) and (3) for a Wisconsin ~~works~~ Works employment  
6 position, ~~a person who is employed in a trial job, as defined in s. 49.141 (1) (n), a~~  
7 person who is eligible for child care assistance under s. 49.155, a person who is a  
8 vocational rehabilitation referral, an economically disadvantaged youth, an  
9 economically disadvantaged veteran, a supplemental security income recipient, a  
10 general assistance recipient, an economically disadvantaged ex-convict, a qualified  
11 summer youth employee, as defined in 26 USC 51 (d) (7), a dislocated worker, as  
12 defined in 29 USC 2801 (9), or a food stamp recipient; if the person has been certified  
13 in the manner under sub. (2dj) (am) 3. by a designated local agency, as defined in sub.  
14 (2dj) (am) 2.

15           **SECTION 94.** 71.07 (2dx) (b) 2. of the statutes is amended to read:

16           71.07 (2dx) (b) 2. The amount determined by multiplying the amount  
17 determined under s. 560.785 (1) (b) by the number of full-time jobs created in a  
18 development zone and filled by a member of a targeted group ~~and by then subtracting~~  
19 ~~the subsidies paid under s. 49.147 (3) (a) for those jobs.~~

20           **SECTION 95.** 71.07 (2dx) (b) 3. of the statutes is amended to read:

21           71.07 (2dx) (b) 3. The amount determined by multiplying the amount  
22 determined under s. 560.785 (1) (c) by the number of full-time jobs created in a  
23 development zone and not filled by a member of a targeted group ~~and by then~~  
24 ~~subtracting the subsidies paid under s. 49.147 (3) (a) for those jobs.~~

25           **SECTION 96.** 71.07 (2dx) (b) 4. of the statutes is amended to read:

1           71.07 (2dx) (b) 4. The amount determined by multiplying the amount  
2 determined under s. 560.785 (1) (bm) by the number of full-time jobs retained, as  
3 provided in the rules under s. 560.785, excluding jobs for which a credit has been  
4 claimed under sub. (2dj), in an enterprise development zone under s. 560.797 and for  
5 which significant capital investment was made and by then subtracting the  
6 subsidies paid under s. 49.147 (3) (a) for those jobs.

7           **SECTION 97.** 71.07 (2dx) (b) 5. of the statutes is amended to read:

8           71.07 (2dx) (b) 5. The amount determined by multiplying the amount  
9 determined under s. 560.785 (1) (c) by the number of full-time jobs retained, as  
10 provided in the rules under s. 560.785, excluding jobs for which a credit has been  
11 claimed under sub. (2dj), in a development zone and not filled by a member of a  
12 targeted group and by then subtracting the subsidies paid under s. 49.147 (3) (a) for  
13 these jobs.

14           **SECTION 98.** 71.28 (1dj) (am) 4h. of the statutes is amended to read:

15           71.28 (1dj) (am) 4h. Modify section 51 (a) of the internal revenue code so that  
16 the amount of the credit is 25% of the qualified first-year wages if the wages are paid  
17 to an applicant for a Wisconsin works Works employment position for service either  
18 in an unsubsidized position or in a trial job under s. 49.147 (3), 2001 stats., and so  
19 that the amount of the credit is 20% of the qualified first-year wages if the wages are  
20 not paid to such an applicant.

21           **SECTION 99.** 71.28 (1dx) (a) 5. of the statutes is amended to read:

22           71.28 (1dx) (a) 5. “Member of a targeted group” means a person who resides  
23 in an empowerment zone, or an enterprise community, that the U.S. government  
24 designates, a person who is employed in an unsubsidized job but meets the eligibility  
25 requirements under s. 49.145 (2) and (3) for a Wisconsin works Works employment

1 position, ~~a person who is employed in a trial job, as defined in s. 49.141 (1) (n), a~~  
2 person who is eligible for child care assistance under s. 49.155, a person who is a  
3 vocational rehabilitation referral, an economically disadvantaged youth, an  
4 economically disadvantaged veteran, a supplemental security income recipient, a  
5 general assistance recipient, an economically disadvantaged ex-convict, a qualified  
6 summer youth employee, as defined in 26 USC 51 (d) (7), a dislocated worker, as  
7 defined in 29 USC 2801 (9), or a food stamp recipient; if the person has been certified  
8 in the manner under sub. (1dj) (am) 3. by a designated local agency, as defined in sub.  
9 (1dj) (am) 2.

10 **SECTION 100.** 71.28 (1dx) (b) 2. of the statutes is amended to read:

11 71.28 (1dx) (b) 2. The amount determined by multiplying the amount  
12 determined under s. 560.785 (1) (b) by the number of full-time jobs created in a  
13 development zone and filled by a member of a targeted group ~~and by then subtracting~~  
14 ~~the subsidies paid under s. 49.147 (3) (a) for those jobs.~~

15 **SECTION 101.** 71.28 (1dx) (b) 3. of the statutes is amended to read:

16 71.28 (1dx) (b) 3. The amount determined by multiplying the amount  
17 determined under s. 560.785 (1) (c) by the number of full-time jobs created in a  
18 development zone and not filled by a member of a targeted group ~~and by then~~  
19 ~~subtracting the subsidies paid under s. 49.147 (3) (a) for those jobs.~~

20 **SECTION 102.** 71.28 (1dx) (b) 4. of the statutes is amended to read:

21 71.28 (1dx) (b) 4. The amount determined by multiplying the amount  
22 determined under s. 560.785 (1) (bm) by the number of full-time jobs retained, as  
23 provided in the rules under s. 560.785, excluding jobs for which a credit has been  
24 claimed under sub. (1dj), in an enterprise development zone under s. 560.797 and for

1 which significant capital investment was made and by then subtracting the  
2 subsidies paid under s. 49.147 (3) (a) for those jobs.

3 **SECTION 103.** 71.28 (1dx) (b) 5. of the statutes is amended to read:

4 71.28 (1dx) (b) 5. The amount determined by multiplying the amount  
5 determined under s. 560.785 (1) (c) by the number of full-time jobs retained, as  
6 provided in the rules under s. 560.785, excluding jobs for which a credit has been  
7 claimed under sub. (1dj), in a development zone and not filled by a member of a  
8 targeted group and by then subtracting the subsidies paid under s. 49.147 (3) (a) for  
9 those jobs.

10 **SECTION 104.** 71.47 (1dj) (am) 4h. of the statutes is amended to read:

11 71.47 (1dj) (am) 4h. Modify section 51 (a) of the internal revenue code so that  
12 the amount of the credit is 25% of the qualified first-year wages if the wages are paid  
13 to an applicant for a Wisconsin works Works employment position for service either  
14 in an unsubsidized position or in a trial job under s. 49.147 (3), 2001 stats., and so  
15 that the amount of the credit is 20% of the qualified first-year wages if the wages are  
16 not paid to such an applicant.

17 **SECTION 105.** 71.47 (1dx) (a) 5. of the statutes is amended to read:

18 71.47 (1dx) (a) 5. “Member of a targeted group” means a person who resides  
19 in an empowerment zone, or an enterprise community, that the U.S. government  
20 designates, a person who is employed in an unsubsidized job but meets the eligibility  
21 requirements under s. 49.145 (2) and (3) for a Wisconsin works Works employment  
22 position, a person who is employed in a trial job, as defined in s. 49.141 (1) (n), a  
23 person who is eligible for child care assistance under s. 49.155, a person who is a  
24 vocational rehabilitation referral, an economically disadvantaged youth, an  
25 economically disadvantaged veteran, a supplemental security income recipient, a

1 general assistance recipient, an economically disadvantaged ex-convict, a qualified  
2 summer youth employee, as defined in 26 USC 51 (d) (7), a dislocated worker, as  
3 defined in 29 USC 2801 (9), or a food stamp recipient; if the person has been certified  
4 in the manner under sub. (1dj) (am) 3. by a designated local agency, as defined in sub.  
5 (1dj) (am) 2.

6 **SECTION 106.** 71.47 (1dx) (b) 2. of the statutes is amended to read:

7 71.47 (1dx) (b) 2. The amount determined by multiplying the amount  
8 determined under s. 560.785 (1) (b) by the number of full-time jobs created in a  
9 development zone and filled by a member of a targeted group and by then subtracting  
10 the subsidies paid under s. 49.147 (3) (a) for those jobs.

11 **SECTION 107.** 71.47 (1dx) (b) 3. of the statutes is amended to read:

12 71.47 (1dx) (b) 3. The amount determined by multiplying the amount  
13 determined under s. 560.785 (1) (c) by the number of full-time jobs created in a  
14 development zone and not filled by a member of a targeted group and by then  
15 subtracting the subsidies paid under s. 49.147 (3) (a) for those jobs.

16 **SECTION 108.** 71.47 (1dx) (b) 4. of the statutes is amended to read:

17 71.47 (1dx) (b) 4. The amount determined by multiplying the amount  
18 determined under s. 560.785 (1) (bm) by the number of full-time jobs retained, as  
19 provided in the rules under s. 560.785, excluding jobs for which a credit has been  
20 claimed under sub. (1dj), in an enterprise development zone under s. 560.797 and for  
21 which significant capital investment was made and by then subtracting the  
22 subsidies paid under s. 49.147 (3) (a) for those jobs.

23 **SECTION 109.** 71.47 (1dx) (b) 5. of the statutes is amended to read:

24 71.47 (1dx) (b) 5. The amount determined by multiplying the amount  
25 determined under s. 560.785 (1) (c) by the number of full-time jobs retained, as

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1 provided in the rules under s. 560.785, excluding jobs for which a credit has been  
2 claimed under sub. (1d), in a development zone and not filled by a member of a  
3 targeted group and by then subtracting the subsidies paid under s. 49.147 (3) (a) for  
4 those jobs.

5 SECTION 110. 71.54 (2) (a) (intro.) of the statutes is amended to read:

6 71.54 (2) (a) (intro.) Property taxes accrued or rent constituting property taxes  
7 accrued shall be reduced by one-twelfth for each month or portion of a month for  
8 which the claimant received relief from any county under s. 59.53 (21) equal to or in  
9 excess of \$400, participated in Wisconsin works Works under s. 49.147 (4) or (5) or  
10 49.148 (1m), or received assistance under s. 49.19, except assistance received:

job under s. 49.147(3m)

11 SECTION 111. 102.07 (17m) of the statutes is amended to read:

12 102.07 (17m) A participant in a <sup>plain</sup> ~~trial~~ transitional subsidized private sector job  
13 <sup>plain</sup> <sub>→</sub> <sup>or a</sup> <sub>→</sub> <sup>move</sup> under s. 49.147 (3) is an employee of any employer under this chapter for whom the  
14 participant is performing service at the time of the injury.

15 SECTION 112. 102.07 (18) of the statutes is repealed.

16 SECTION 113. 102.29 (8m) of the statutes is amended to read:

17 102.29 (8m) No participant in a community service job under s. 49.147 (4), 2001  
18 stats., or a transitional placement under s. 49.147 (5), 2001 stats., who, under s.  
19 49.147 (4) (c), 2001 stats., or s. 49.147 (5) (c), 2001 stats., is provided worker's  
20 compensation coverage by a Wisconsin works Works agency, as defined under s.  
21 49.001 (9), and who makes a claim for compensation under this chapter may make  
22 a claim or maintain an action in tort against the employer who provided the  
23 community service job or transitional placement from which the claim arose.

24 SECTION 114. 115.347 (2) of the statutes is amended to read:

1 115.347 (2) Whenever a school district that is located in whole or in part in a  
2 county that has converted to the client assistance for reemployment and economic  
3 support data system submits a report under sub. (1) in the prescribed format, the  
4 department of workforce development shall determine which children enrolled in the  
5 school district are members of Wisconsin works Works groups participating under  
6 s. 49.147 (3) to (5) or of families receiving aid to families with dependent children or  
7 food stamps and shall provide the information to the school board as soon thereafter  
8 as possible. The school board shall use the information to directly certify children  
9 as eligible for free or reduced-price meals served by the school district under federal  
10 school nutrition programs, pursuant to 42 USC 1758 (b) (2) (C) (ii) and (iii).

11 **SECTION 115.** 115.45 (3m) (a) 2. of the statutes is amended to read:

12 115.45 (3m) (a) 2. "Low-income pupil" means a pupil for whom aid to families  
13 with dependent children is being received under s. 49.19 or a pupil who is a member  
14 of a Wisconsin works Works group, as defined in s. 49.141 (1) (s), with a member who  
15 is participating in Wisconsin works Works under s. 49.147 (3) to (5).

16 **SECTION 116.** 119.82 (1) (a) 2. of the statutes is amended to read:

17 119.82 (1) (a) 2. Is receiving aid to families with dependent children under s.  
18 49.19 or is a member of a Wisconsin works Works group, as defined in s. 49.141 (1)  
19 (s), with a member who is participating in Wisconsin works Works under s. 49.147  
20 (3) to (5).

21 **SECTION 117.** 120.13 (27m) of the statutes is amended to read:

22 120.13 (27m) TRANSPORTATION OF INDIGENT PUPILS. Provide transportation to  
23 and from school for indigent pupils who reside in the school district and who are not  
24 required to be transported under s. 121.54. In this subsection, "indigent pupils"  
25 means pupils who are eligible for free lunches or reduced-price lunches under 42

1 USC 1758 or who are members of a Wisconsin ~~works~~ Works group, as defined in s.  
 2 49.141 (1) (s), with a member who is participating in Wisconsin ~~works~~ Works under  
 3 s. 49.147 (3) to (5) or any combination thereof, as determined by the school board.  
 4 If a school board determines to provide transportation under this subsection, there  
 5 shall be reasonable uniformity in the transportation furnished such pupils whether  
 6 they attend public or private schools. The cost of transporting pupils under this  
 7 subsection may not be included in the school district's shared cost under s. 121.07 (6)  
 8 (a).

9 SECTION 118. 227.01 (13) (zL) of the statutes is created to read:

10 227.01 (13) (zL) Establishes guidelines under s. 49.147 (c), (3m), (d), (2a), (f) or  
 11 ~~(2)~~ or ~~(3)~~ for transitional subsidized private sector jobs under Wisconsin Works.

12 ~~SECTION 119. 230.04 (13) of the statutes is repealed.~~

13 ~~SECTION 120. 230.147 of the statutes is repealed.~~

14 SECTION 121. 767.045 (1) (c) 1. of the statutes is amended to read:

15 767.045 (1) (c) 1. Aid is provided under s. 46.261, 48.57 (3m) or (3n), 49.19, or  
 16 49.45 on behalf of the child, or wages or a stipend are paid to or benefits are provided  
 17 to the child's custodial parent under ss. 49.141 to 49.161, but the state and its  
 18 delegate under s. 49.22 (7) are barred by a statute of limitations from commencing  
 19 an action under s. 767.45 on behalf of the child.

20 SECTION 122. 767.075 (1) (c) of the statutes is amended to read:

21 767.075 (1) (c) Whenever aid under s. 46.261, 48.57 (3m) or (3n), 49.19, or 49.45  
 22 is provided on behalf of a dependent child or wages or a stipend are paid to or benefits  
 23 are provided to the child's custodial parent under ss. 49.141 to 49.161.

24 SECTION 123. 767.075 (1) (cm) of the statutes is amended to read:



1           767.075 (1) (cm) Whenever aid under s. 46.261, 48.57 (3m) or (3n), 49.19, or  
2           49.45 has, in the past, been provided on behalf of a dependent child, or wages or a  
3           stipend have, in the past, been paid to benefits have, in the past, been provided  
4           to the child's custodial parent under ss. 49.141 to 49.161, and the child's family is  
5           eligible for continuing child support services under 45 CFR 302.33:

6           **SECTION 124.** 767.15 (1) of the statutes is amended to read:

7           767.15 (1) In any action affecting the family in which either party is a recipient  
8           of wages, a stipend, or benefits under ss. 49.141 to 49.161 or aid under s. 46.261,  
9           49.19, or 49.45, each party shall, either within 20 days after making service on the  
10          opposite party of any motion or pleading requesting the court or circuit court  
11          commissioner to order, or to modify a previous order, relating to child support,  
12          maintenance, or family support, or before filing the motion or pleading in court, serve  
13          a copy of the motion or pleading upon the county child support agency under s. 59.53  
14          (5) of the county in which the action is begun.

15          **SECTION 125.** 767.24 (6) (c) of the statutes is amended to read:

16          767.24 (6) (c) In making an order of joint legal custody and periods of physical  
17          placement, the court may specify one parent as the primary caretaker of the child and  
18          one home as the primary home of the child, for the purpose of determining eligibility  
19          for aid under s. 49.19 or <sup>✓</sup>wages, a stipend, or benefits under ss. 49.141 to 49.161 or  
20          for any other purpose the court considers appropriate.

21          **SECTION 126.** 767.47 (6) (a) of the statutes is amended to read:

22          767.47 (6) (a) Whenever the state brings the action to determine paternity  
23          pursuant to an assignment under s. 46.261, 48.57 (3m) (b) 2. or (3n) (b) 2., 49.19 (4)  
24          (h) 1., or 49.45 (19), or receipt of ~~benefits~~ <sup>✓</sup> a stipend under s. 49.147 <sup>→ (3m)(g)</sup> or benefits <sup>→ or wages</sup> under  
25          s. 49.148, 49.155, or 49.157 ~~or 49.159~~, the natural mother of the child may not be

1 compelled to testify about the paternity of the child if it has been determined that the  
2 mother has good cause for refusing to cooperate in establishing paternity as provided  
3 in 42 USC 602 (a) (26) (B) and the federal regulations promulgated pursuant to this  
4 statute, as of July 1, 1981, and pursuant to any rules promulgated by the  
5 department which define good cause in accordance with the federal regulations, as  
6 authorized by 42 USC 602 (a) (26) (B) in effect on July 1, 1981.

7 **SECTION 127.** 767.47 (6) (b) of the statutes is amended to read:

8 767.47 (6) (b) Nothing in par. (a) prevents the state from bringing an action to  
9 determine paternity pursuant to an assignment under s. 48.57 (3m) (b) 2. or (3n) (b)  
10 2., 49.19 (4) (h) 1., or 49.45 (19), or receipt of ~~wages~~ a stipend under s. 49.147 <sup>(3m)(g)</sup> or  
11 <sup>or wages</sup> benefits under s. 49.148, 49.155, or 49.157 ~~or 49.159~~, where evidence other than the  
12 testimony of the mother may establish the paternity of the child.

13 **SECTION 128.** 814.61 (13) of the statutes is amended to read:

14 814.61 (13) SUPPORT OR MAINTENANCE PETITION. For the cost of court services,  
15 whenever a person not receiving ~~wages~~ a stipend under s. 49.147 <sup>(3m)(g)</sup> <sup>or wages</sup> benefits under  
16 s. 49.148 ~~or~~, 49.155, or 49.157, or aid under s. 49.19, 49.46, 49.465, 49.468, or 49.47  
17 files a petition requesting child support, maintenance, or family support payments,  
18 \$10 in addition to any other fee required under this section. This subsection does not  
19 apply to a petition filed by the state or its delegate.

20 **SECTION 9159. Nonstatutory provisions; workforce development.**

21 (1) COMMUNITY REINVESTMENT FUNDS. The department of workforce  
22 development may not pay out to Wisconsin Works agencies any community  
23 reinvestment funds earned under contracts that were entered into under section  
24 49.143 of the statutes and that had terms beginning on January 1, 2000, and ending  
25 on December 31, 2001.

1           (2) ~~WISCONSIN WORKS TRANSITIONAL PROVISIONS~~

2           (a) *Wisconsin Works agency contracts.* Notwithstanding section 49.143 (1) of  
3 the statutes, as affected by this act, and SECTION 9459 (1) of this act, the department  
4 of workforce development and a Wisconsin Works agency may agree to extend, on a  
5 month-to-month basis, until no later than June 30, 2004, a contract entered into  
6 under section 49.143 (1) of the statutes that has a term ending on December 31, 2003.

7           (b) *Waiver of certain participant requirements.* Notwithstanding sections  
8 49.141 to 49.161 of the statutes, as affected by this act, and SECTION 9459 (1) of this  
9 act, the department of workforce development may waive any reapplication  
10 requirement and the requirement under section 49.145 (2) (h) of the statutes, as  
11 affected by this act, to seek unsubsidized employment with respect to an individual  
12 to whom all of the following apply:

13           1. The individual is a participant in Wisconsin Works on the date on which  
14 sections 49.141 to 49.161 of the statutes, as affected by this act, are implemented  
15 under paragraph (c) in the geographical area under section 49.143 (6) of the statutes  
16 in which the individual resides.

17           2. The individual wishes to participate in a transitional subsidized private  
18 sector job under section 49.147 of the statutes, as affected by this act.

19           (c) *Implementation.* Notwithstanding SECTION 9459 (1) of this act, the  
20 department of workforce development may implement Wisconsin Works under  
21 sections 49.141 to 49.161 of the statutes, as affected by this act, for one or more  
22 counties or other geographical areas under section 49.143 (6) of the statutes on a date  
23 that is later than January 1, 2004, but not later than July 1, 2004. The department  
24 of workforce development shall publish a notice in the Wisconsin Administrative  
25 Register that states the date on which Wisconsin Works under sections 49.141 to

1 49.161 of the statutes, as affected by this act, is implemented in each county or  
2 geographical area in which the department implements Wisconsin Works after  
3 January 1, 2004.

4 ~~(1)~~ ~~USES FOR OTHER FEDERAL FUNDING.~~ The department of workforce  
5 development shall investigate ways in which federal funding other than Temporary  
6 Assistance for Needy Families block grants, including but not limited to Workforce  
7 Investment Act funding, may be used by the state to create a more seamless system  
8 of employment and education and training services for low-income adults in the  
9 state. The department of workforce development shall submit a report on the  
10 findings of its investigation to the department of administration no later than  
11 December 31, 2003.

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12 **SECTION 9345. Initial applicability; revenue.**

13 (1) DEVELOPMENT ZONES AND HOMESTEAD TAX CREDITS. The treatment of sections  
14 71.07 (2dx) (a) 5. and (b) 2., 3., 4., and 5., 71.28 (1dx) (a) 5. and (b) 2., 3., 4., and 5.,  
15 71.47 (1dx) (a) 5. and (b) 2., 3., 4., and 5., and 71.54 (2) (a) (intro.) of the statutes first  
16 applies to taxable years beginning on January 1, 2005.

17 **SECTION 9359. Initial applicability; workforce development.**

18 (1) WISCONSIN WORKS. The treatment of sections ??? (??) of the statutes first  
19 applies to ????

\*\*\*NOTE: This is just a place holder for now. I need to assess each section in the  
draft, ~~once it is processed and the sections are in order.~~

20 **SECTION 9459. Effective dates; workforce development.**

21 (1) WISCONSIN WORKS. The treatment of sections ~~71.07 (2dx) (a) 5. and (b) 2., 3., 4., and 5., 71.28 (1dx) (a) 5. and (b) 2., 3., 4., and 5., 71.47 (1dx) (a) 5. and (b) 2., 3., 4., and 5., and 71.54 (2) (a) (intro.)~~  
22 effect on January 1, 2004.

↓  
Insert 44-21

\*\*\*\*NOTE: I will add the necessary sections after this draft is processed and they are in order.

1

(END)

*D-note*

2003-2004 DRAFTING INSERT  
FROM THE  
LEGISLATIVE REFERENCE BUREAU

LRB-1256/P2ins  
PJK:jld:ch

INSERT 3-18

1 SECTION 1. 49.13 (2) (cm) of the statutes is amended to read:

2 49.13 (2) (cm) The amount of food stamp benefits paid to a recipient who is a  
3 participant in a Wisconsin ~~works~~ Works employment position under s. 49.147 (4) or  
4 (5) shall be calculated based on the pre-sanction benefit amount received s. 49.148.

5 The amount of food stamp benefits paid to a recipient who is a participant in a  
6 Wisconsin Works employment position under s. 49.147 (3m) shall be calculated based  
7 on the participant's gross wages under s. 49.148 (1) (am) and stipend, if any, under  
8 s. 49.147 (3m) (g), as reduced under s. 49.148 (4), if relevant.

History: 2001 a. 16 ss. 1656ti, 1656tjm to 1656tp, 1656uu.

(END OF INSERT 3-18)

INSERT 12-16

9 SECTION 2. 49.147 (title) of the statutes is amended to read:

10 49.147 (title) Wisconsin ~~works~~ works; work programs and job access loans.

History: 1995 a. 289; 1997 a. 27; 1999 a. 9; 2001 a. 16.

11 SECTION 3. 49.147 (1) of the statutes is repealed.

12 SECTION 4. 49.147 (1m) of the statutes is repealed.

13 SECTION 5. 49.147 (3) (a) of the statutes is amended to read:

14 49.147 (3) (a) *Administration*. A Wisconsin ~~works~~ Works agency shall  
15 administer a trial job program as part of its administration of the Wisconsin ~~works~~  
16 Works program to improve the employability of individuals who are not otherwise  
17 able to obtain unsubsidized employment, as determined by the Wisconsin ~~works~~  
18 Works agency, by providing work experience and training to assist them to move  
19 promptly into unsubsidized employment. In determining an appropriate placement  
20 for a participant, a Wisconsin ~~works~~ Works agency shall give priority to placement

1 under this subsection over placements under subs. <sup>✓</sup>(3m), (4), and (5). The Wisconsin  
2 ~~works~~ Works agency shall pay a wage subsidy to an employer that employs a  
3 participant under this subsection and agrees to make a good faith effort to retain the  
4 participant as a permanent unsubsidized employee after the wage subsidy is  
5 terminated. The wage subsidy may not exceed \$300 per month for full-time  
6 employment of a participant. For less than full-time employment of a participant  
7 during a month, the wage subsidy may not exceed a dollar amount determined by  
8 multiplying \$300 by a fraction, the numerator of which is the number of hours  
9 worked by the participant in the month and the denominator of which is the number  
10 of hours which would be required for full-time employment in that month.

History: 1995 a. 289; 1997 a. 27; 1999 a. 9; 2001 a. 16. <sup>✓</sup>

11 **SECTION 6.** 49.147 (3m) of the statutes is created to read:

12 49.147 (3m) TRANSITIONAL SUBSIDIZED PRIVATE SECTOR JOBS. <sup>✓</sup>(a) *Administration.*  
13 1. A Wisconsin Works agency shall administer a transitional subsidized private  
14 sector job program as part of its administration of the Wisconsin Works program. If  
15 a Wisconsin Works agency determines for a participant that a placement under sub.  
16 (3) <sup>✓</sup>is inappropriate, or that an appropriate trial job is unavailable, and that a  
17 placement under either this subsection <sup>✓</sup>or sub. (4) <sup>✓</sup>is appropriate, the participant  
18 shall be allowed to choose between a placement under this subsection or under sub.  
19 (4), to the extent of the availability of appropriate transitional subsidized private  
20 sector jobs and <sup>✓</sup>community service jobs. A placement under this <sup>✓</sup>subsection shall be  
21 given priority over placements under sub. (5).

1           2. If a participant chooses a placement under this subsection,<sup>✓</sup> a Wisconsin  
2 Works agency shall arrange for a transitional subsidized private sector job, if  
3 available, to be offered to the participant at a

(END OF INSERT 12-16)

INSERT 17-25

4           <sup>✓</sup>  
SECTION 7. 49.147 (4) (a) of the statutes is amended to read:

5           49.147 (4) (a) *Administration.* A Wisconsin ~~works~~ Works<sup>✓</sup> agency shall  
6 administer a community service job program as part of its administration of  
7 Wisconsin ~~works~~ Works to improve the employability of an individual who is not  
8 otherwise able to obtain employment, as determined by the Wisconsin ~~works~~ Works  
9 agency, by providing work experience and training, if necessary, to assist the  
10 individual to move promptly into unsubsidized public or private employment or a  
11 trial job. In determining an appropriate placement for a participant, a Wisconsin  
12 ~~works~~ Works agency shall give placement under this subsection priority over  
13 placements under sub. (5). If a Wisconsin Works agency determines that placement  
14 is appropriate for a participant under either this subsection<sup>✓</sup> or sub. (3m), the  
15 participant shall be allowed to choose between a placement under this subsection or  
16 under sub. (3m), to the extent of the availability of appropriate transitional  
17 subsidized private sector jobs<sup>✓</sup> and community service jobs. Community service jobs  
18 shall be limited to projects that the department determines would serve a useful  
19 public purpose or projects the cost of which is partially or wholly offset by revenue  
20 generated from such projects. After each 6 months of an individual's participation  
21 under this subsection and at the conclusion of each assignment under this





INSERT  
17-25 cont

1 subsection, a Wisconsin ~~works~~ <sup>works</sup> Works agency shall reassess the individual's  
2 employability.

History: 1995 a. 289; 1997 a. 27; 1999 a. ~~9~~ 2001 a. 16.

3 SECTION 8. 49.147 (6) of the statutes is renumbered 49.1471, and 49.1471

4 (title), (1) (c), (2) (c) <sup>g</sup> and (4) (intro.) <sup>g</sup>, as renumbered, are amended to read:

5 49.1471 (title) **Job Wisconsin Works; job access loan loans.**

6 (1) (c) The individual is not in default with respect to the repayment of any  
7 previous job access loan or repayment of any grant ~~or~~ <sup>no striking</sup> wage, or stipend <sup>g</sup> overpayments  
8 under this section Wisconsin Works.

9 (2) (c) The terms and conditions of repayment. The rules promulgated under  
10 this subdivision paragraph shall provide for repayment by performance of in-kind  
11 services. The rules shall establish criteria that the Wisconsin ~~works~~ <sup>works</sup> Works agency  
12 shall use to approve in-kind repayment of loans.

13 (4) <sup>g</sup> (intro.) <sup>MINDR CUSTODIAL PARENTS. ← CS</sup> An individual who would be eligible for a job access loan under par.  
14 (a) sub. (1), except that the individual has not attained the age of 18, is eligible under  
15 this paragraph subsection if the individual meets the following requirements:

16 SECTION 9. 49.147 (6m) <sup>g</sup> of the statutes is created to read:

17 **49.147 (6m) PLACEMENT FLEXIBILITY.** Notwithstanding the placement priorities  
18 specified in subs. (3) to (5), the department and a Wisconsin Works agency shall allow  
19 a participant flexibility to participate, at the request of the participant, in one or  
20 more work components that are different from the one initially determined by the  
21 Wisconsin Works agency to be appropriate for the participant, to the extent that a  
22 ~~Wisconsin Works employment position~~ requested by the participant is available.

23 **49.147 (6m) PLACEMENT FLEXIBILITY.** Notwithstanding the placement priorities  
24 specified in subs. (3) to (5), a Wisconsin Works agency shall, at the request of a



INSERT 17-25  
cont

1 participant, allow the participant flexibility to participate in one or more work  
2 components that are different from the one initially determined by the Wisconsin  
3 Works agency to be appropriate for the participant.

4 SECTION 10. 49.148 (1) (intro.) of the statutes is amended to read:

5 49.148 (1) BENEFIT LEVELS AND WAGES FOR PARTICIPANTS IN EMPLOYMENT  
6 POSITIONS. (intro.) A participant in a Wisconsin ~~works~~ Works employment position  
7 shall receive the following benefits or wages:

8 History: 1995 a. 289; 1997 a. 27; 1999 a. 1

8 SECTION 11. 49.148 (1) (am) of the statutes is created to read:

9 49.148 (1) (am) *Transitional subsidized private sector jobs*. For a participant  
10 in a transitional subsidized private sector job, the prevailing federal minimum wage  
11 for hours actually worked, paid by the participant's employer.

(END OF INSERT 17-25)

INSERT 21-19

12 SECTION 12. 49.148 (4) (a) of the statutes is amended to read:

13 49.148 (4) (a) A Wisconsin ~~works~~ Works agency shall require a participant in  
14 a transitional subsidized private sector job, community service job, or transitional  
15 placement who, after August 22, 1996, was convicted in any state or federal court of  
16 a felony that had as an element possession, use, or distribution of a controlled  
17 substance to submit to a test for use of a controlled substance as a condition of  
18 continued eligibility. If the test results are positive, the Wisconsin ~~works~~ Works  
19 agency shall decrease the presanction benefit amount for that a participant in a  
20 community service job or a transitional placement not more than 15%, and shall  
21 decrease the number of hours that a participant in a transitional subsidized private  
22 sector job may work by up to 15%, for not fewer than 12 months, or for the remainder

Insert 17-25-A  
(at end)  
LPS - new  
INS added



INSERT 21-19

1 of the participant's period of participation in a transitional subsidized private sector ✓  
 2 job, community service job, or transitional placement, if less than 12 months. If, at  
 3 the end of 12 months, the individual is still a participant in a transitional subsidized  
 4 private sector job, community service job, or transitional placement and submits to  
 5 another test for use of a controlled substance and if the results of the test are  
 6 negative, the Wisconsin ~~works~~ Works agency shall discontinue the reduction in  
 7 benefits or work hours under this paragraph. ✓

History: 1995 a. 289; 1997 a. 27; 1999 a. 9.

8 **SECTION 13.** 49.148 (4) (b) of the statutes is amended to read:

9 49.148 (4) (b) The Wisconsin ~~works~~ Works agency may require an individual  
 10 who tests positive for use of a controlled substance under par. (a) to participate in a  
 11 drug abuse evaluation, assessment, and treatment program as part of the  
 12 participation requirement under s. 49.147 (4) (as) or (5) (bs) or as a condition of  
 13 employment in the transitional subsidized private sector job. ✓

History: 1995 a. 289; 1997 a. 27; 1999 a. 9.

(END OF INSERT 21-19)

INSERT 24-15

14 **SECTION 14.** 49.161 (1m) of the statutes is created to read:

15 49.161 (1m) TRANSITIONAL SUBSIDIZED PRIVATE SECTOR JOBS OVERPAYMENTS. ✓  
 16 Notwithstanding s. 49.96, ✓ the department shall recover an overpayment of wages  
 17 paid under s. 49.148 (1) (am) ✓ from the individual who received the wages and an  
 18 overpayment of a stipend paid under s. 49.147 (3m) (g) ✓ from the individual who  
 19 received the stipend. The department shall establish policies and procedures for  
 20 administering this subsection. ✓

21 **SECTION 15.** 49.161 (3) (intro.) of the statutes is amended to read:



1           **49.161 (3) OVERPAYMENTS CAUSED BY INTENTIONAL PROGRAM VIOLATIONS.** (intro.)  
 2           If an overpayment under sub. (1), (1m), or (2) is the result of an intentional violation  
 3           of ss. 49.141 to 49.161 or of rules promulgated by the department under those  
 4           sections, the department shall recover the overpayment by deducting an amount  
 5           from the stipend received under s. 49.147 (3m) (g) or the benefits received under s.  
 6           49.148 (1) (a), (b), or (c), or by directing the employer to deduct an amount from a  
 7           participant's wages paid under s. 49.148 (1) (am), until the overpayment is recovered.  
 8           The amount to be deducted each month may not exceed the following:

History: 1995 a. 289; 1997 a. 27; 1999 a. 9.

9           **SECTION 16.** 49.161 (3) (a) of the statutes is amended to read:  
 10           **49.161 (3) (a)** For intentional program violations resulting in an overpayment  
 11           that is less than \$300, 10% of the amount of the monthly benefit, stipend, or wages  
 12           payment.

History: 1995 a. 289; 1997 a. 27; 1999 a. 9.

13           **SECTION 17.** 49.1635 (1) of the statutes is amended to read:  
 14           **49.1635 (1)** To the extent permitted under federal law and subject to sub. (2),  
 15           from the appropriation under s. 20.445 (3) (md) the department ~~shall~~ may distribute  
 16           funds to the Wisconsin Trust Account Foundation in an amount equal up to the  
 17           amount received by the foundation from private donations, but not to exceed  
 18           \$100,000 in each a fiscal year. Except as provided in sub. (4), funds distributed under  
 19           this subsection may be used only for the provision of legal services to individuals who  
 20           are eligible for temporary assistance for needy families under 42 USC 601 et seq. and  
 21           whose incomes are at or below 200% of the poverty line.

History: 1999 a. 9.

(END OF INSERT 24-15)

INSERT 44-11



INS 44-11

1       ~~#~~  
2       ~~(9)~~ STUDY ON ASSISTANCE WITH LABOR MARKET PARTICIPATION. The department of  
3       workforce development shall conduct a study to determine the best ways to assist  
4       low-income <sup>✓</sup>custodial parents and other at-risk low-income adults in entering and  
5       successfully participating in the labor market. The department of workforce  
6       development is encouraged, in conducting the study, to consult with other state  
7       agencies, public and private organizations, and individuals with expertise in the  
8       subject area. The department of workforce development shall, no later than June 30,  
9       <sup>✓</sup>2004, submit a report on the results of the study, including the department's findings  
10      and recommendations, to the legislature in the manner provided in section 13.172  
       <sup>✓</sup>(2) of the statutes and to the governor.

(END OF INSERT 44-11)

Insert 44-21

20.445 (3) (dz), (e), and (jL), 49.015 (2),

49.13 (2) (cm), 49.136 (2) (b), 49.141 (1) (e),  
(mc), (o), (om), ~~(p)~~ (4), and (5) (a),

49.143 ~~(2) (a) 2., 4., 5., and 6.,~~  
~~(f), and (fm), and (3g) (a) (intro.), 1., 2.,~~  
3., 4., 5., and 6., 49.145 (1), (2) (i) and  
(s), and (3) (b) 1., 49.146 5,

49.147, 49.148 (1m) (a)  
and (b), and (4) (a) and (b), 49.149 (intro.), (1), (3), and  
(4), 49.15 (3) (a), 49.152 (1) and (3) (a)  
and (b), 49.155 (1m) (a) 3.

49.161 (m)  
and (3) (intro.) and (a), 49.163 5 (1),  
49.175 (1) (n),  
49.179, 49.195 (title), (1), and (3), 49.22 (b),

49.26 (1) (g) (intro.), (h) 1s. b., and (hm),  
49.30 (1) (intro.), 49.32 (4), (9) (a), (10) (b), and  
(10m) (a), 49.36 (2), 49.95 (4m) (a) and (11),

49.96, 59.53 (5), 71.07 (2dj) (am) 4h. and  
(2dx) (a) 5. and (b) 2., 3., 4., and 5., 71.28  
(1dj) (am) 4h. and (1dx) (a) 5. and (b) 2., 3., 4.,  
and 5., 71.47 (1dj) (am) 4h. and (1dx) (a) 5. and  
(b) 2., 3., 4., and 5., 71.54 (2) (a) (intro.)

102.07 (17m) ~~102.07 (8b), 115.34 (6),~~  
~~115.35 (3), 115.36 (2), 115.37 (2), 115.38 (2),~~

227.01 (13) (L), 767.045  
(1) (c) 1., 767.075 (1) (c) and (cm), 767.15 (1),  
767.24 (6) (c), 767.47 (6) (a) and (b) and 814.61 (13)

of the statutes,

(title), (1), (1m), (3) (a), (3m), (4) (a), (6), and (6m)

(1) (intro.), (am), and (b) 1-2



Insert 44-21 contd

(NO #) the renumbering and amendment of section 49.146<sup>v</sup> of the statutes, the amendment of section 49.146 (title)<sup>v</sup> of the statutes, and the creation<sup>v</sup> of section 49.146<sup>v</sup>(2) ~~of the statutes~~ ~~of the statutes~~ ~~of the statutes~~

~~of the statutes~~ ~~of the statutes~~ ~~of the statutes~~ take

(end of ins 44-21)

Ins. 17-25-A

Section #. 49.148 (1) (b) 1. of the statutes is amended to read:

✓ Works

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

History: 1995 a. 289; 1997 a. 27; 1999 a. 9.

(end of ins 17-25-A)

(part of ins. 17-25)



**DRAFTER'S NOTE**  
**FROM THE**  
**LEGISLATIVE REFERENCE BUREAU**

LRB-1256/P2dn  
PJK:jld/ch

January 22, 2008 } new  
date

Erin:

1. This draft does not yet have an analysis. Since so many changes have been made to this version, I wanted you to review the draft first to see if you need any other changes.
2. Check for what you would like the department to be responsible for and what you would like a W-2 agency to be responsible for. I changed some responsibilities under the previous version to be more in line with current law and some I did not. They can easily be changed in a redraft.
3. For some of the provisions I kept the changes made in this draft previously and for some I returned to current law.
4. I left s. 49.151<sup>✓</sup> as is in current law, so anything in that section that applies to a Wisconsin Works employment position will apply to a transitional subsidized private sector job. Okay?
5. I had to make up something for s. 49.161<sup>✓</sup>. I don't know if it is workable or what you want.
6. In accordance with your e-mail message, I did not add "wages" to s. 49.145 (2) (i)<sup>✓</sup>, or 49.195 (1)<sup>✓</sup>. I also did not add "wages" to s. 49.145 (2) (s)<sup>✓</sup>, 49.32 (10) (b)<sup>✓</sup>, or 49.96<sup>✓</sup>. Please review. I *did* add wages to s. 49.145 (3) (b) 1<sup>✓</sup>, but you may not want it added.
7. I added a cross-reference to (current law) s. 49.157 in ss. 49.96<sup>✓</sup>, 59.53 (5) (a)<sup>✓</sup>, and 814.61 (13)<sup>✓</sup>. Please make sure these are okay. Do you want one added to s. 49.22 (6)<sup>✓</sup>, also?

Pamela J. Kahler  
Senior Legislative Attorney  
Phone: (608) 266-2682  
E-mail: pam.kahler@legis.state.wi.us

**DRAFTER'S NOTE**  
**FROM THE**  
**LEGISLATIVE REFERENCE BUREAU**

LRB-1256/P2dn  
PJK:jld:jf

January 28, 2003

Erin:

1. This draft does not yet have an analysis. Since so many changes have been made to this version, I wanted you to review the draft first to see if you need any other changes.
2. Check for what you would like the department to be responsible for and what you would like a W-2 agency to be responsible for. I changed some responsibilities under the previous version to be more in line with current law and some I did not. They can easily be changed in a redraft.
3. For some of the provisions I kept the changes made in this draft previously and for some I returned to current law.
4. I left s. 49.151 as is in current law, so anything in that section that applies to a Wisconsin Works employment position will apply to a transitional subsidized private sector job. Okay?
5. I had to make up something for s. 49.161. I don't know if it is workable or what you want.
6. In accordance with your e-mail message, I did not add "wages" to s. 49.145 (2) (i) or 49.195 (1). I also did not add "wages" to s. 49.145 (2) (s), 49.32 (10) (b), or 49.96. Please review. I *did* add wages to s. 49.145 (3) (b) 1., but you may not want it added.
7. I added a cross-reference to (current law) s. 49.157 in ss. 49.96, 59.53 (5) (a), and 814.61 (13). Please make sure these are okay. Do you want one added to s. 49.22 (6), also?

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