

2007 DRAFTING REQUEST

Bill

Received: **10/05/2006**

Received By: **pkahler**

Wanted: **As time permits**

Identical to LRB:

For: **Administration-Budget**

By/Representing: **Harshner**

This file may be shown to any legislator: **NO**

Drafter: **pkahler**

May Contact:

Addl. Drafters:

Subject: **Public Assistance - Wis works**

Extra Copies:

Submit via email: **NO**

Pre Topic:

DOA:.....Harshner, BB0114 -

Topic:

W-2 paid placements for pregnant women with no children and custodial parent eligibility

Instructions:

See Attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	pkahler 10/06/2006	wjackson 10/12/2006		_____			State
/1			rschlue 10/13/2006	_____	sbasford 10/13/2006		State
/2	pkahler 11/15/2006	wjackson 11/15/2006	rschlue 11/16/2006	_____	sbasford 11/16/2006		State
/3	pkahler 01/30/2007	wjackson 01/30/2007	jfrantze 01/31/2007	_____	cduerst 01/31/2007		

FE Sent For:

<END>

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/?	pkahler 10/06/2006	wjackson 10/12/2006		_____			State
/1			rschluet 10/13/2006	_____	sbasford 10/13/2006		State
/2	pkahler 11/15/2006	wjackson 11/15/2006	rschluet 11/16/2006	_____	sbasford 11/16/2006		

FE Sent For:

13 WJ 1/30

JG JG/PS
13<END>31

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/?	pkahler 10/06/2006	wjackson 10/12/2006		_____			State
/1		12WJ 11/15	rschluet 10/13/2006	_____	sbasford 10/13/2006		

FE Sent For:

88
1166

<END>

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Subject: Public Assistance - Wis works

Extra Copies:

Submit via email: NO

Pre Topic:

DOA:.....Harshner, BB0114 -

Topic:

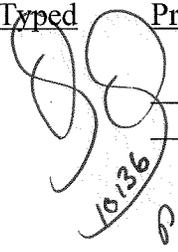
W-2 paid placements for pregnant women with no children

Instructions:

See Attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
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/?	pkahler	1/1 WLJ 10/12					
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FE Sent For:

<END>

2007-09 Budget Bill Statutory Language Drafting Request

- Topic: W-2 Paid Placements for Pregnant Women with No Born Children
- Tracking Code: BB0114
- SBO team: Education
- SBO analyst: Sam Harshner
 - Phone: 266-8219
 - Email: Samuel.Harshner@wisconsin.gov
- Agency acronym: DWD
- Agency number: 445
- Priority (Low, Medium, High): High

STATUTORY MODIFICATIONS

Department of Workforce Development 2007-2009 Biennial Budget

DI Number: 5510

Topic: W-2 Paid Placements for Pregnant Women with No Born Children

Description of Change

1. Amend s. 49.145(2)(a) to include single pregnant women in their third trimester who have no other born children, provided they are considered "medically fragile" or "at risk" and are therefore unable to participate in the workforce, as supported by medical documentation.
2. Amend s. 49.159(4) language to be consistent with the change proposed above, and maintain current law that all women with medically verified pregnancies who meet all other non-financial eligibility requirements under s. 49.145(2) are eligible for employment training and job search assistance services provided by the Wisconsin Works agency.
3. Changes should be effective January 1, 2008.

Justification

As explained in more detail in one of the issue papers associated with this decision item, this change expands the eligibility of the W-2 program to provide cash assistance to pregnant women in their third trimester who, due to medical difficulties, are unable to participate in the workforce.

10-5

spoke w/ Sam Harshner on phone
about inconsistent instructions

and about draft from last budget -

he said draft should be the

same as the one in the

last budget (2005-06)

- that it should be cash assistance
to pregnant, at risk women



State of Wisconsin
2005-2006 LEGISLATURE
2007-2008

LPS: Please note version
0484/1
LRB-0334/P1
PJK:wj:pg
WLJ

DOA.....Fath, BB0113 - Cash assistance under W-2 for pregnant woman with no other children

FOR 2005-07 BUDGET -- NOT READY FOR INTRODUCTION

LPS: Please proof amended stats w/ folio.

do not gen cat
Wisconsin Works
cash assistance for pregnant women with no other children

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

Analysis by the Legislative Reference Bureau

HEALTH AND HUMAN SERVICES

WISCONSIN WORKS

Under current law, one of the eligibility requirements for the Wisconsin Works (W-2) program is that a person must be a custodial parent. ~~A person who meets all of the eligibility requirements and who is the custodial parent of a child who is 12 weeks old or less may receive a monthly grant of \$673 and may not be required to work in a W-2 employment position. This bill provides that an unmarried woman who would be eligible for W-2 except that she is not a custodial parent may also receive a monthly grant of \$673 and not be required to work in a W-2 employment position if she is in the third trimester of a medically verified pregnancy that is at risk and that renders the woman unable to participate in the workforce.~~

may

Insert A

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

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

1 **SECTION 1.** 49.148 (1m) (title) of the statutes is amended to read:

2 49.148 **(1m)** (title) CUSTODIAL PARENT OF INFANT; UNMARRIED, PREGNANT WOMAN.

3 **SECTION 2.** 49.148 (1m) (a) of the statutes is renumbered 49.148 (1m) (a) (intro.)
4 and amended to read:

5 49.148 **(1m)** (a) (intro.) ~~A~~ Any of the following may receive a monthly grant
6 of \$673:

7 1. An individual who meets the eligibility requirements under s. 49.145 (2) and
8 (3) and who is a custodial parent of a child who is 12 weeks old or less and who meets
9 the eligibility requirements under s. 49.145 (2) and (3) may receive a monthly grant
10 of \$673, unless another adult member of the custodial parent's Wisconsin works
11 Works group is participating in, or is eligible to participate in, a Wisconsin works
12 Works employment position or is employed in unsubsidized employment, as defined
13 in s. 49.147 (1) (c).

14 **(bm)** A Wisconsin works Works agency may not require a participant under this
15 subsection to participate in any employment positions.

16 **(c) 1.** Receipt of a grant under this subsection by a participant under par. (a)
17 1. does not constitute participation in a Wisconsin works Works employment position
18 for purposes of the time limits under s. 49.145 (2) (n) or 49.147 (3) (e), (4) (b) or (5)
19 (b) 2. if the child is born to the participant not more than 10 months after the date
20 that the participant was first determined to be eligible for assistance under s. 49.19
21 or for a Wisconsin works Works employment position.

22 **SECTION 3.** 49.148 (1m) (a) 2. of the statutes is created to read:

23 49.148 **(1m)** (a) 2. An unmarried woman who would be eligible under s. 49.145
24 except that she is not a custodial parent of a dependent child and who is in the 3rd
25 trimester of a pregnancy that is medically verified and that is shown by medical

1 documentation to be at risk and renders the woman unable to participate in the
2 workforce.

to
↑
renders

3 SECTION 4. 49.148 (1m) (b) of the statutes is renumbered 49.148 (1m) (c) 2. and
4 amended to read:

5 49.148 (1m) (c) 2. Receipt of a grant under this subsection by a participant
6 under par. (a) 1. constitutes participation in a Wisconsin works Works employment
7 position for purposes of the time limits under ss. 49.145 (2) (n) and 49.147 (3) (e), (4)
8 ~~(b) or (5) (b) 2.~~ if the child is born to the participant more than 10 months after the
9 date that the participant was first determined to be eligible for assistance under s.
10 49.19 or for a Wisconsin works Works employment position unless the child was
11 conceived as a result of a sexual assault in violation of s. 940.225 (1), (2), or (3) in
12 which the mother did not indicate a freely given agreement to have sexual
13 intercourse or of incest in violation of s. 944.06 or 948.06 and that incest or sexual
14 assault has been reported to a physician and to law enforcement authorities.

15 SECTION 5. 49.148 (1m) (c) (intro.) of the statutes is created to read:

16 49.148 (1m) (c) (intro.) For purposes of the time limits under ~~s.~~ 49.145 (2) (n)
17 ~~or~~ 49.147 (3) (c), (4) (b), ~~or~~ (5) (b) 2., all of the following apply:

18 SECTION 6. 49.148 (1m) (c) 3. of the statutes is created to read:

19 49.148 (1m) (c) 3. Receipt of a grant under this subsection by a participant
20 under par. (a) 2. does not constitute participation in a Wisconsin Works employment
21 position.

22 SECTION 7. 49.159 (4) of the statutes is amended to read:

23 49.159 (4) PREGNANT WOMEN. A pregnant woman whose pregnancy is medically
24 verified, who would be eligible under s. 49.145 except that she is not a custodial
25 parent of a dependent child, and who does not satisfy the requirements under s.

1 49.148 (1m) (a) 2. is eligible for employment training and job search assistance
2 services provided by the Wisconsin ~~works~~ Works agency.

3 **SECTION 9454. Effective dates; workforce development.**

4 (1) WISCONSIN WORKS GRANTS FOR PREGNANT WOMEN. The treatment of sections
5 49.148 (1m) (title), (b), and (c) (intro.) and 3. and 49.159 (4) of the statutes, the
6 renumbering and amendment of section 49.148 (1m) (a) of the statutes, and the
7 creation of section 49.148 (1m) (a) 2. of the statutes take effect on January 1, ~~2006~~ ²⁰⁰⁸

8 (END)

**2007-2008 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRB-0484/ins
PJK:.....

INSERT A

(4)

The Wisconsin Works (W-2) program under current law provides work experience and benefits for low-income custodial parents who are at least 18 years old, as well as job search assistance to noncustodial parents who are required to pay child support, to minor custodial parents, and to pregnant women who are not custodial parents.

(END OF INSERT A)



State of Wisconsin
2007 - 2008 LEGISLATURE

LRB-0484/1
PJK:wlj:rs

W-2

DOA:.....Harshner, BB0114 - W-2 paid placements for pregnant women
with no children

FOR 2007-09 BUDGET -- NOT READY FOR INTRODUCTION

D. H. H.

*do not
you cut*

1 AN ACT *relating to:* Wisconsin Works cash assistance for pregnant women
2 with no other children.

Analysis by the Legislative Reference Bureau

HEALTH AND HUMAN SERVICES

WISCONSIN WORKS

The Wisconsin Works (W-2) program under current law provides work experience and benefits for low-income custodial parents who are at least 18 years old, as well as job search assistance to noncustodial parents who are required to pay child support, to minor custodial parents, and to pregnant women who are not custodial parents. A custodial parent of a child who is 12 weeks old or less may receive a monthly grant of \$673 and may not be required to work in a W-2 employment position. This bill provides that an unmarried woman who would be eligible for W-2 except that she is not a custodial parent may also receive a monthly grant of \$673 and may not be required to work in a W-2 employment position if she is in the third trimester of a medically verified pregnancy that is at risk and that renders the woman unable to participate in the workforce.

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

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

1 SECTION 1. 49.148 (1m) (title) of the statutes is amended to read:

2 49.148 (1m) (title) CUSTODIAL PARENT OF INFANT; UNMARRIED, PREGNANT WOMAN.

3 SECTION 2. 49.148 (1m) (a) of the statutes is renumbered 49.148 (1m) (a) (intro.)

4 and amended to read:

5 49.148 (1m) (a) (intro.) ~~-A- Any of the following may receive a monthly grant~~
6 ~~of \$673:~~

7 ~~1. An individual who meets the eligibility requirements under s. 49.145 (2) and~~
8 ~~(3) and who is a custodial parent of a child who is 12 weeks old or less and who meets~~
9 ~~the eligibility requirements under s. 49.145 (2) and (3) may receive a monthly grant~~
10 ~~of \$673, unless another adult member of the custodial parent's Wisconsin works~~
11 ~~Works group is participating in, or is eligible to participate in, a Wisconsin works~~
12 ~~Works employment position or is employed in unsubsidized employment, as defined~~
13 ~~in s. 49.147 (1) (c).~~

Insert 2-13

14 (bm) A Wisconsin works Works agency may not require a participant under this
15 subsection to participate in any employment positions.

16 (c) 1. Receipt of a grant under this subsection by a participant under par. (a)
17 1. does not constitute participation in a Wisconsin works Works employment position
18 for purposes of the time limits under s. 49.145 (2) (n) or 49.147 (3) (c), (4) (b) or (5)
19 (b) 2. if the child is born to the participant not more than 10 months after the date
20 that the participant was first determined to be eligible for assistance under s. 49.19
21 or for a Wisconsin works Works employment position.

1 **SECTION 3.** 49.148 (1m) (a) 2. of the statutes is created to read:

2 49.148 **(1m)** (a) 2. An unmarried woman who would be eligible under s. 49.145
3 except that she is not a custodial parent of a dependent child and who is in the 3rd
4 trimester of a pregnancy that is medically verified and that is shown by medical
5 documentation to be at risk and to render the woman unable to participate in the
6 workforce.

7 **SECTION 4.** 49.148 (1m) (b) of the statutes is renumbered 49.148 (1m) (c) 2. and
8 amended to read:

9 49.148 **(1m)** (c) 2. Receipt of a grant under this subsection by a participant
10 under par. (a) 1. constitutes participation in a Wisconsin ~~works~~ Works employment
11 position ~~for purposes of the time limits under ss. 49.145 (2) (n) and 49.147 (3) (c), (4)~~
12 ~~(b) or (5) (b) 2.~~ if the child is born to the participant more than 10 months after the
13 date that the participant was first determined to be eligible for assistance under s.
14 49.19 or for a Wisconsin ~~works~~ Works employment position unless the child was
15 conceived as a result of a sexual assault in violation of s. 940.225 (1), (2), or (3) in
16 which the mother did not indicate a freely given agreement to have sexual
17 intercourse or of incest in violation of s. 944.06 or 948.06 and that incest or sexual
18 assault has been reported to a physician and to law enforcement authorities.

19 **SECTION 5.** 49.148 (1m) (c) (intro.) of the statutes is created to read:

20 49.148 **(1m)** (c) (intro.) For purposes of the time limits under ss. 49.145 (2) (n)
21 and 49.147 (3) (c), (4) (b), and (5) (b) 2., all of the following apply:

22 **SECTION 6.** 49.148 (1m) (c) 3. of the statutes is created to read:

23 49.148 **(1m)** (c) 3. Receipt of a grant under this subsection by a participant
24 under par. (a) 2. does not constitute participation in a Wisconsin Works employment
25 position.

1 SECTION 7. 49.159 (4) of the statutes is amended to read:

2 49.159 (4) PREGNANT WOMEN. A pregnant woman whose pregnancy is medically
3 verified, who would be eligible under s. 49.145 except that she is not a custodial
4 parent of a dependent child, and who does not satisfy the requirements under s.
5 49.148 (1m) (a) 2. is eligible for employment training and job search assistance
6 services provided by the Wisconsin works Works agency.

7 SECTION 9454. Effective dates; Workforce Development.

8 (1) WISCONSIN WORKS GRANTS FOR PREGNANT WOMEN. The treatment of sections
9 49.148 (1m) (title), (b), and (c) (intro.) and 3. and 49.159 (4) of the statutes, the
10 renumbering and amendment of section 49.148 (1m) (a) of the statutes, and the
11 creation of section 49.148 (1m) (a) 2. of the statutes take effect on January 1, 2008.

12 (END)

(intro) and

D - vote ✓

2007-2008 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-0484/2ins
PJK:.....

INSERT 2-13

1 SECTION ~~#~~ 49.148 (1m) (a) (intro.) of the statutes is created to read:

2 49.148 (1m) (a) (intro.) Any of the following may receive a monthly grant of
3 \$673: ✓

4 SECTION ~~#~~ 49.148 (1m) (a) of the statutes is renumbered 49.148 (1m) (a) 1. and ✓
5 amended to read:

6 49.148 (1m) (a) 1. ~~A~~ *this strike needs to be made longer*
7 An individual who meets the eligibility requirements
8 under s. 49.145 (2) and (3) and who is a custodial parent of a child who is 12 weeks
9 old or less and who meets the eligibility requirements under s. 49.145 (2) and (3) may
10 receive a monthly grant of \$673, unless another adult member of the custodial
11 parent's Wisconsin works Works group is participating in, or is eligible to participate
12 in, a Wisconsin works Works employment position or is employed in unsubsidized
employment, as defined in s. 49.147 (1) (c).

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

(END OF INSERT 2-13)

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

LRB-0484/2dn

PJK:.....
wy

Sam:

This redraft makes a technical correction by creating s. 49.148 (1m) (a) (intro.) and renumbering s. 49.148 (1m) (a) to s. 49.148 (1m) (a) 1. None of the language is changed. Does s. 49.148 (1m) (a) 2. need language similar to this clause in current law s. 49.148 (1m) (a): "unless another adult member of the custodial parent's Wisconsin Works group is participating in, or is eligible to participate in, a Wisconsin Works employment position or is employed in unsubsidized employment, as defined in s. 49.147 (1) (c)?" *
e

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

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-0484/2dn
PJK:wj:rs

November 16, 2006

Sam:

This redraft makes a technical correction by creating s. 49.148 (1m) (a) (intro.) and renumbering s. 49.148 (1m) (a) to s. 49.148 (1m) (a) 1. None of the language is changed. Does s. 49.148 (1m) (a) 2. need language similar to this clause in current law s. 49.148 (1m) (a): “unless another adult member of the custodial parent’s Wisconsin Works group is participating in, or is eligible to participate in, a Wisconsin Works employment position or is employed in unsubsidized employment, as defined in s. 49.147 (1) (c)”?

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



State of Wisconsin
2007 - 2008 LEGISLATURE

LRB-0484/3

PJK:wlj:rs
STAYS AT JLD
r m is run

and custodial parent eligibility

DOA:.....Harshner, BB0114 - W-2 paid placements for pregnant women with no children

FOR 2007-09 BUDGET -- NOT READY FOR INTRODUCTION

Draft

Do not open cost

LPS: Please check autorefs.

LPS: Inserts are out of order.

1 AN ACT ... relating to: Wisconsin Works cash assistance for pregnant women with no other children → and extended eligibility for custodial parents

Analysis by the Legislative Reference Bureau

HEALTH AND HUMAN SERVICES

WISCONSIN WORKS

The Wisconsin Works (W-2) program under current law provides work experience and benefits for low-income custodial parents who are at least 18 years old, as well as job search assistance to noncustodial parents who are required to pay child support, to minor custodial parents, and to pregnant women who are not custodial parents. A custodial parent of a child who is 12 weeks old or less may receive a monthly grant of \$673 and may not be required to work in a W-2 employment position. This bill provides that an unmarried woman who would be eligible for W-2 except that she is not a custodial parent may also receive a monthly grant of \$673 and may not be required to work in a W-2 employment position if she is in the third trimester of a medically verified pregnancy that is at risk and that renders the woman unable to participate in the workforce.

Insert A

Her receipt of a grant does not count toward the time limits for how long an individual may receive certain benefits.

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

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

1 SECTION 1. 49.148 (1m) (title) of the statutes is amended to read:
2 49.148 (1m) (title) CUSTODIAL PARENT OF INFANT; UNMARRIED, PREGNANT WOMAN.

3 SECTION 2. 49.148 (1m) (a) (intro.) of the statutes is created to read:
4 49.148 (1m) (a) (intro.) Any of the following may receive a monthly grant of
5 \$673:

6 SECTION 3. 49.148 (1m) (a) of the statutes is renumbered 49.148 (1m) (a) 1. and
7 amended to read:

8 49.148 (1m) (a) 1. ~~A~~ An individual who meets the eligibility requirements
9 under s. 49.145 (2) and (3) and who is a custodial parent of a child who is 12 weeks
10 old or less and who meets the eligibility requirements under s. 49.145 (2) and (3) may
11 receive a monthly grant of \$673, unless another adult member of the custodial
12 parent's Wisconsin works Works group is participating in, or is eligible to participate
13 in, a Wisconsin works Works employment position or is employed in unsubsidized
14 employment, as defined in s. 49.147 (1) (c).

15 (bm) A Wisconsin works Works agency may not require a participant under this
16 subsection to participate in any employment positions.

17 (c) 1. Receipt of a grant under this subsection by a participant under par. (a)
18 1. does not constitute participation in a Wisconsin works Works employment position
19 for purposes of the time limits under s. 49.145 (2) (n) or 49.147 (3) (c), (4) (b) or (5)
20 (b) 2. if the child is born to the participant not more than 10 months after the date

26

Insert 3-2

Insert 3-3

1 that the participant was first determined to be eligible for assistance under s. 49.19
2 or for a Wisconsin works Works employment position.

3 **SECTION 4.** 49.148 (1m) (a) 2. of the statutes is created to read:

4 49.148 (1m) (a) 2. An unmarried woman who would be eligible under s. 49.145
5 except that she is not a custodial parent of a dependent child and who is in the 3rd
6 trimester of a pregnancy that is medically verified and that is shown by medical
7 documentation to be at risk and to render the woman unable to participate in the
8 workforce.

9 **SECTION 5.** 49.148 (1m) (b) of the statutes is renumbered 49.148 (1m) (c) and
10 amended to read:

Insert 3-20A

11 49.148 (1m) (c) 2. Receipt of a grant under this subsection by a participant
12 under par. (a) 1. constitutes participation in a Wisconsin works Works employment
13 position for purposes of the time limits under ss. 49.145 (2) (n) and 49.147 (3) (c), (4)
14 (b) or (5) (b) 2. if the child is born to the participant more than 10 months after the
15 date that the participant was first determined to be eligible for assistance under s.
16 49.19 or for a Wisconsin works Works employment position unless the child was
17 conceived as a result of a sexual assault in violation of s. 940.225 (1), (2), or (3) in
18 which the mother did not indicate a freely given agreement to have sexual
19 intercourse or of incest in violation of s. 944.06 or 948.06 and that incest or sexual
20 assault has been reported to a physician and to law enforcement authorities.

21 **SECTION 6.** 49.148 (1m) (c) (intro.) of the statutes is created to read:

22 49.148 (1m) (c) (intro.) For purposes of the time limits under ss. 49.145 (2) (n)
23 and 49.147 (3) (c), (4) (b), and (5) (b) 2., all of the following apply:

24 **SECTION 7.** 49.148 (1m) (c) of the statutes is created to read:

Insert 3-20B

1 49.148 (1m) (c) Receipt of a grant under this subsection by a participant
2 under par. (a) 2. does not constitute participation in a Wisconsin Works employment
3 position.

Insert 4-3 →

4 SECTION 8. 49.159 (4) of the statutes is amended to read:

5 49.159 (4) PREGNANT WOMEN. A pregnant woman whose pregnancy is medically
6 verified, who would be eligible under s. 49.145 except that she is not a custodial
7 parent of a dependent child, and who does not satisfy the requirements under s.
8 49.148 (1m) (a) 2. is eligible for employment training and job search assistance
9 services provided by the Wisconsin works Works agency.

Insert 4-9

10 SECTION 9454. Effective dates; Workforce Development.

auto ref B

11 (1) WISCONSIN WORKS GRANTS FOR PREGNANT WOMEN. The treatment of sections
12 49.148 (1m) (title), (b), and (c) (intro.) and 49.159 (4) of the statutes, the
13 renumbering and amendment of section 49.148 (1m) (a) of the statutes, and the
14 creation of section 49.148 (1m) (a) (intro.) and 2. of the statutes take effect on January
15 1, 2008.

INSERT 4-15 →

(END)

and SECTION 9354 (1) of this act
AND CUSTODIAL PARENTS

D-note

Barman, Mike

From: Hanaman, Cathlene
Sent: Wednesday, January 31, 2007 8:47 AM
To: Barman, Mike
Subject: FW: rec

From: Kahler, Pam
Sent: Tuesday, January 30, 2007 5:54 PM
To: Hanaman, Cathlene
Subject: rec

Cathlene:

I've also incorporated LRB-1187 into LRB-0484- LRB-1187 should come out of compile and its file should be moved to LRB-0484. Thanks!

*Pamela J. Kahler
Legislative Attorney
Legislative Reference Bureau
608-266-2682*



State of Wisconsin
2007 - 2008 LEGISLATURE

LRB-1187/2

PJK:jld:rs

DOA:.....Harshner, BB0252 - Extended eligibility for W-2 for custodial parent of infant

FOR 2007-09 BUDGET -- NOT READY FOR INTRODUCTION

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

Analysis by the Legislative Reference Bureau

HEALTH AND HUMAN SERVICES

WISCONSIN WORKS

Insert A

(H) *↘*

Under current law, a person who meets the eligibility requirements for the Wisconsin Works (W-2) program and who is the custodial parent of a child who is 12 weeks old or less may receive a monthly grant of \$673 and may not be required to work in a W-2 employment position. Current law also provides generally that receiving a monthly grant as the custodial parent of an infant counts toward the time limits that apply to how long an individual may receive certain benefits only if the child was born more than ten months after the date on which the individual was first determined to be eligible for W-2.

(H) This bill changes the eligibility requirement by increasing the maximum age of the child so that the custodial parent of a child who is 26 weeks old or less may receive the monthly grant and may not be required to work in a W-2 employment position. The bill also provides that receiving a monthly grant as the custodial parent of an infant counts toward the time limits that apply to how long an individual may receive certain benefits regardless of when the child was born in relation to when the individual was first determined to be eligible for W-2. In addition, the bill

(end of insert A)

2007-2008 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-0484/3ins
PJK:wlj:rs

INSERT 3-2

1 **SECTION 1.** ~~49.148 (1m) (a) of the statutes is renumbered 49.148 (1m) (a) 1. and~~
2 ~~amended to read:~~

3 49.148 **(1m)** (a) 1. ~~A~~ An individual who meets the eligibility requirements
4 under s. 49.145 (2) and (3) and who is a custodial parent of a child who is 12 26 weeks
5 ~~old or less and who meets the eligibility requirements under s. 49.145 (2) and (3) may~~
6 ~~receive a monthly grant of \$673, unless another adult member of the custodial~~
7 ~~parent's Wisconsin works Works group is participating in, or is eligible to participate~~
8 ~~in, a Wisconsin works Works employment position or is employed in unsubsidized~~
9 ~~employment, as defined in s. 49.147 (1) (c).~~

10 **(bm)** A Wisconsin works Works agency may not require a participant under this
11 subsection to participate in any employment positions. ~~Receipt of a grant under this~~
12 ~~subsection does not constitute participation in a Wisconsin works employment~~
13 ~~position for purposes of the time limits under s. 49.145 (2) (n) or 49.147 (3) (c), (4) (b)~~
14 ~~or (5) (b) 2. if the child is born to the participant not more than 10 months after the~~
15 ~~date that the participant was first determined to be eligible for assistance under s.~~
16 ~~49.19 or for a Wisconsin works employment position.~~

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

(END OF INSERT 3-2)

STET
Insert ~~3-3~~ to insert ~~2-13~~

XXXX NOTE: This is reconciled

2. 49. 148(1m)(a) ^(CS) This section has been affected by LRB-0484 and LRB-1187

(end of ins ~~3-3~~)

STET
Insert ~~3-3~~ 3-20B

XXXX NOTE: This is reconciled

2. 49. 148(1m)(b) ^(CS) This section has been affected by LRB-0484 and LRB-1187

(end of ins 3-21)

Ins 4-3

XXXX NOTE: This is reconciled 2. 49. 148

(1m)(c) ^(CS) This section has been affected

by LRB-0484 and LRB-1187
(end of ins 4-3)

Insert 4-15

auto ref B
↓

XXXX NOTE: This is reconciled SECTION 9454(1) ^(CS)
This SECTION has been affected by LRB-0484 and LRB-1187

(end of ins 4-15)

insert 3-20

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

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

SECTION 1. 49.148 (1m) (a) of the statutes is amended to read:

49.148 (1m) (a) A custodial parent of a child who is ~~12~~ ²⁶ weeks old or less and who meets the eligibility requirements under s. 49.145 (2) and (3) may receive a monthly grant of \$673 unless another adult member of the custodial parent's Wisconsin works Works group is participating in, or is eligible to participate in, a Wisconsin works Works employment position or is employed in unsubsidized employment, as defined in s. 49.147 (1) (c). A Wisconsin works Works agency may not require a participant under this subsection to participate in any employment positions. Receipt of a grant under this subsection does not constitute participation in a Wisconsin works employment position for purposes of the time limits under s. 49.145 (2) (n) or 49.147 (3) (c), (4) (b) or (5) (b) 2. if the child is born to the participant not more than 10 months after the date that the participant was first determined to be eligible for assistance under s. 49.19 or for a Wisconsin works employment position.

SECTION 2. 49.148 (1m) (b) of the statutes is amended to read:

49.148 (1m) (b) Receipt of a grant under this subsection constitutes participation in a Wisconsin works Works employment position for purposes of the time limits under ss. 49.145 (2) (n) and 49.147 (3) (c), (4) (b), or (5) (b) 2. if the child is born to the participant more than 10 months after the date that the participant was first determined to be eligible for assistance under s. 49.19 or for a Wisconsin works employment position unless the child was conceived as a result of a sexual

by a participant under para (a) b

insert 3-20

contd

Ins 3-20 cont'd

1 assault in violation of s. 940.225 (1), (2), or (3) in which the mother did not indicate
2 a freely given agreement to have sexual intercourse or in violation of s. 948.02 or
3 948.025 or of incest in violation of s. 944.06 or 948.06 and that incest or sexual assault
4 has been reported to a physician and to law enforcement authorities. *(end of Ins 3-20)*

5 **SECTION 9354. Initial applicability; Workforce Development.**

auto ref a

6 (1) GRANTS FOR CUSTODIAL PARENT OF INFANT UNDER WISCONSIN WORKS.

7 (a) *Eligibility*. The treatment of section 49.148 (1m) (a) (with respect to
8 *of a custodial parent* eligibility for a grant) of the statutes first applies to individuals who are determined,
9 on the effective date of this paragraph, to be eligible for the Wisconsin Works
10 program under sections 49.141 to 49.161 of the statutes and to be custodial parents
11 of children who are 26 weeks old or less.

12 (b) *Constituting participation in employment position*. The treatment of
13 section 49.148 (1m) (a) (with respect to receipt of grants not constituting
14 participation in a Wisconsin Works employment position) and (b) of the statutes first
15 applies to grants received under section 49.148 (1m) of the statutes on the effective
16 date of this paragraph. *(end of Ins 4-9)*

17 **SECTION 9454. Effective dates; Workforce Development.**

18 (1) ELIGIBILITY OF CUSTODIAL PARENT FOR WISCONSIN WORKS BENEFITS. The
19 treatment of section 49.148 (1m) (a) and (b) of the statutes and SECTION 9354 (1) of
20 this act take effect on January 1, 2008.

21 (END)

Insert 4-9

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-0484/3dn
PJK:wlj:rs

Sam:

This draft reconciles LRB-0484/2 and LRB-1187/2 by incorporating LRB-1187 into LRB-0484. LRB-0484 should continue to appear in the compiled bill. LRB-1187 should be dropped from the compile.

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

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

LRB-0484/3dn
PJK:wlj:jf

January 31, 2007

Sam:

This draft reconciles LRB-0484/2 and LRB-1187/2 by incorporating LRB-1187 into LRB-0484. LRB-0484 should continue to appear in the compiled bill. LRB-1187 should be dropped from the compile.

Pamela J. Kahler
Senior Legislative Attorney
Phone: (608) 266-2682
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State of Wisconsin
2007 - 2008 LEGISLATURE

LRB-0484/3

PJK:wlj:jf

DOA:.....Harshner, BB0114 - W-2 paid placements for pregnant women
with no children and custodial parent eligibility

FOR 2007-09 BUDGET -- NOT READY FOR INTRODUCTION

- 1 AN ACT ...; relating to: Wisconsin Works cash assistance for pregnant women
2 with no other children and extended eligibility for custodial parents.

Analysis by the Legislative Reference Bureau

HEALTH AND HUMAN SERVICES

WISCONSIN WORKS

Under current law, a person who meets the eligibility requirements for the Wisconsin Works (W-2) program and who is the custodial parent of a child who is 12 weeks old or less may receive a monthly grant of \$673 and may not be required to work in a W-2 employment position. Current law also provides generally that receiving a monthly grant as the custodial parent of an infant counts toward the time limits that apply to how long an individual may receive certain benefits only if the child was born more than ten months after the date on which the individual was first determined to be eligible for W-2.

This bill changes the eligibility requirement by increasing the maximum age of the child so that the custodial parent of a child who is 26 weeks old or less may receive the monthly grant and may not be required to work in a W-2 employment position. The bill also provides that receiving a monthly grant as the custodial parent of an infant counts toward the time limits that apply to how long an individual may receive certain benefits regardless of when the child was born in relation to when the individual was first determined to be eligible for W-2. In addition, the bill provides

that an unmarried woman who would be eligible for W-2 except that she is not a custodial parent may also receive a monthly grant of \$673 and may not be required to work in a W-2 employment position if she is in the third trimester of a medically verified pregnancy that is at risk and that renders the woman unable to participate in the workforce. Her receipt of a grant does not count toward the time limits for how long an individual may receive certain benefits.

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

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

1 **SECTION 1.** 49.148 (1m) (title) of the statutes is amended to read:

2 49.148 (1m) (title) CUSTODIAL PARENT OF INFANT; UNMARRIED, PREGNANT WOMAN.

3 **SECTION 2.** 49.148 (1m) (a) (intro.) of the statutes is created to read:

4 49.148 (1m) (a) (intro.) Any of the following may receive a monthly grant of
5 \$673:

6 **SECTION 3.** 49.148 (1m) (a) of the statutes is renumbered 49.148 (1m) (a) 1. and
7 amended to read:

8 49.148 (1m) (a) 1. ~~A~~ An individual who meets the eligibility requirements
9 under s. 49.145 (2) and (3) and who is a custodial parent of a child who is 12 26 weeks
10 ~~old or less and who meets the eligibility requirements under s. 49.145 (2) and (3) may~~
11 ~~receive a monthly grant of \$673, unless another adult member of the custodial~~
12 ~~parent's Wisconsin works Works group is participating in, or is eligible to participate~~
13 ~~in, a Wisconsin works Works employment position or is employed in unsubsidized~~
14 ~~employment, as defined in s. 49.147 (1) (c).~~

15 **(bm)** A Wisconsin works Works agency may not require a participant under this
16 subsection to participate in any employment positions. ~~Receipt of a grant under this~~
17 ~~subsection does not constitute participation in a Wisconsin works employment~~
18 ~~position for purposes of the time limits under s. 49.145 (2) (n) or 49.147 (3) (e), (4) (b)~~

1 ~~or (5) (b) 2. if the child is born to the participant not more than 10 months after the~~
2 ~~date that the participant was first determined to be eligible for assistance under s.~~
3 ~~49.19 or for a Wisconsin works employment position.~~

****NOTE: This is reconciled s. 49.148 (1m) (a). This SECTION has been affected by
LRB-0484 and LRB-1187.

4 **SECTION 4.** 49.148 (1m) (a) 2. of the statutes is created to read:

5 49.148 (1m) (a) 2. An unmarried woman who would be eligible under s. 49.145
6 except that she is not a custodial parent of a dependent child and who is in the 3rd
7 trimester of a pregnancy that is medically verified and that is shown by medical
8 documentation to be at risk and to render the woman unable to participate in the
9 workforce.

10 **SECTION 5.** 49.148 (1m) (b) of the statutes is renumbered 49.148 (1m) (c) 1. and
11 amended to read:

12 49.148 (1m) (c) 1. Receipt of a grant under this subsection by a participant
13 under par. (a) 1. constitutes participation in a Wisconsin works Works employment
14 position for purposes of the time limits under ss. 49.145 (2) (n) and 49.147 (3) (c), (4)
15 (b), or (5) (b) 2. if the child is born to the participant more than 10 months after the
16 date that the participant was first determined to be eligible for assistance under s.
17 49.19 or for a Wisconsin works employment position unless the child was conceived
18 as a result of a sexual assault in violation of s. 940.225 (1), (2), or (3) in which the
19 mother did not indicate a freely given agreement to have sexual intercourse or in
20 violation of s. 948.02 or 948.025 or of incest in violation of s. 944.06 or 948.06 and that
21 incest or sexual assault has been reported to a physician and to law enforcement
22 authorities.

****NOTE: This is reconciled s. 49.148 (1m) (b). This SECTION has been affected by
LRB-0484 and LRB-1187.

1 **SECTION 6.** 49.148 (1m) (c) (intro.) of the statutes is created to read:

2 49.148 **(1m)** (c) (intro.) For purposes of the time limits under ss. 49.145 (2) (n)
3 and 49.147 (3) (c), (4) (b), and (5) (b) 2., all of the following apply:

4 **SECTION 7.** 49.148 (1m) (c) 2. of the statutes is created to read:

5 49.148 **(1m)** (c) 2. Receipt of a grant under this subsection by a participant
6 under par. (a) 2. does not constitute participation in a Wisconsin Works employment
7 position.

 ****NOTE: This is reconciled s. 49.148 (1m) (c) 2. This SECTION has been affected by
LRB-0484 and LRB-1187.

8 **SECTION 8.** 49.159 (4) of the statutes is amended to read:

9 49.159 **(4)** PREGNANT WOMEN. A pregnant woman whose pregnancy is medically
10 verified, who would be eligible under s. 49.145 except that she is not a custodial
11 parent of a dependent child, and who does not satisfy the requirements under s.
12 49.148 (1m) (a) 2. is eligible for employment training and job search assistance
13 services provided by the Wisconsin works Works agency.

14 **SECTION 9354. Initial applicability; Workforce Development.**

15 (1) GRANTS FOR CUSTODIAL PARENT OF INFANT UNDER WISCONSIN WORKS.

16 (a) *Eligibility.* The treatment of section 49.148 (1m) (a) (with respect to
17 eligibility of a custodial parent for a grant) of the statutes first applies to individuals
18 who are determined, on the effective date of this paragraph, to be eligible for the
19 Wisconsin Works program under sections 49.141 to 49.161 of the statutes and to be
20 custodial parents of children who are 26 weeks old or less.

21 (b) *Constituting participation in employment position.* The treatment of
22 section 49.148 (1m) (a) (with respect to receipt of grants not constituting
23 participation in a Wisconsin Works employment position) and (b) of the statutes first

1 applies to grants received under section 49.148 (1m) of the statutes on the effective
2 date of this paragraph.

3 **SECTION 9454. Effective dates; Workforce Development.**

4 (1) WISCONSIN WORKS GRANTS FOR PREGNANT WOMEN AND CUSTODIAL PARENTS. The
5 treatment of sections 49.148 (1m) (title), (b), and (c) (intro.) and 2. and 49.159 (4) of
6 the statutes, the renumbering and amendment of section 49.148 (1m) (a) of the
7 statutes, and the creation of section 49.148 (1m) (a) (intro.) and 2. of the statutes and
8 SECTION 9354 (1) of this act take effect on January 1, 2008.

****NOTE: This is reconciled SECTION 9454 (1). This SECTION has been affected by
LRB-0484 and LRB-1187.

9

(END)