



1 **SECTION 164.** 46.014 (4) of the statutes is renumbered 49.265 (6) and amended
2 to read:

3 49.265 (6) **REPORTS.** At least annually, the secretary shall submit a report to
4 the chief clerk of each house of the legislature, for distribution to the appropriate
5 standing committees under s. 13.172 (3), concerning activities of community action
6 agencies under s. ~~46.30~~ this section and their effectiveness in promoting social and
7 economic opportunities for poor persons.

8 **SECTION 165.** 46.016 of the statutes is amended to read:

9 **46.016 Cooperation with federal government.** The department may
10 cooperate with the federal government in carrying out federal acts concerning public
11 assistance, social security, ~~child welfare and youth services~~, mental hygiene, services
12 for the blind, and in other matters of mutual concern pertaining to public welfare.

13 **SECTION 166.** 46.02 of the statutes is amended to read:

14 **46.02 Agency powers and duties.** Any institution ~~which~~ that is subject to
15 chs. 46, 48 ~~49~~ to 51, 55, and 58 and to regulation under ch. 150 shall, in cases of
16 conflict between chs. 46, 48 ~~49~~ to 51, 55, and 58 and ch. 150, be governed by ch. 150.
17 The department shall promulgate rules and establish procedures for resolving any
18 such ~~controversy~~ a conflict.

19 **SECTION 167.** 46.023 of the statutes is renumbered 48.562.

20 **SECTION 168.** 46.03 (4) (b) of the statutes is amended to read:

21 46.03 (4) (b) In order to discharge more effectively its responsibilities under
22 this chapter ~~and ch. 48~~ and other relevant provisions of the statutes, be authorized
23 to study causes and methods of prevention and treatment of mental illness, mental
24 deficiency, mental infirmity, and related social problems, including establishment of
25 demonstration projects to apply and evaluate such methods in actual cases. The

1 department is directed and authorized to utilize all powers provided by the statutes,
2 including the authority under sub. (2a), to accept grants of money or property from
3 federal, state, or private sources, and to enlist the cooperation of other appropriate
4 agencies and state departments. The department may enter into agreements with
5 local government subdivisions, departments, and agencies for the joint conduct of
6 these projects, and it may purchase services when deemed considered appropriate.

7 **SECTION 169.** 46.03 (7) (a) of the statutes is amended to read:

8 46.03 (7) (a) Promote the enforcement of laws for the protection of
9 developmentally disabled children, ~~children and unborn children in need of~~
10 ~~protection or services and nonmarital children~~; and to this end cooperate with courts
11 assigned to exercise jurisdiction under chs. 48 and 938, licensed child welfare
12 agencies, and public and private institutions and take the initiative in all matters
13 involving the interests of those children ~~and unborn children~~ when adequate
14 provision for those interests has not already been made, including the establishment
15 and enforcement of standards for services provided under ss. 48.345 and 48.347.

16 **SECTION 170.** 46.03 (7) (bm) of the statutes is amended to read:

17 46.03 (7) (bm) Maintain a file containing records of artificial inseminations
18 under s. 891.40, ~~declarations of paternal interest under s. 48.025~~, and statements
19 acknowledging paternity under s. 69.15 (3) (b). The department may release those
20 records, ~~declarations~~, and statements only upon an order of the court except that the
21 department may use nonidentifying information concerning artificial inseminations
22 for the purpose of compiling statistics, ~~declarations of paternal interest shall be~~
23 ~~released as provided in s. 48.025 (3) (b) and (c)~~, and statements acknowledging
24 paternity shall be released without a court order to the department of ~~workforce~~
25 ~~development~~ children and families or a county child support agency under s. 59.53

1 (5) upon the request of that department or county child support agency pursuant to
2 the program responsibilities under s. 49.22 or to any other person with a direct and
3 tangible interest in the statement.

4 **SECTION 171.** 46.03 (7) (c) of the statutes is repealed.

5 **SECTION 172.** 46.03 (7) (cm) of the statutes is renumbered 48.47 (7) (cm).

6 **SECTION 173.** 46.03 (7) (d) of the statutes is renumbered 48.47 (7) (d).

7 **SECTION 174.** 46.03 (7) (e) of the statutes is repealed.

8 **SECTION 175.** 46.03 (7) (f) of the statutes is renumbered 48.47 (7) (f).

9 **SECTION 176.** 46.03 (7) (h) of the statutes is renumbered 48.47 (7) (h).

10 **SECTION 177.** 46.03 (7g) of the statutes is renumbered 48.47 (7g) and amended
11 to read:

12 48.47 (7g) STATEWIDE AUTOMATED CHILD WELFARE INFORMATION SYSTEM. Establish
13 a statewide automated child welfare information system. Notwithstanding ss.
14 46.2895 (9), 48.396 (1) and (2) (a), 48.78 (2) (a), 48.981 (7), 49.45 (4), 49.83, 51.30,
15 51.45 (14) (a), ~~55.06 (17) (e)~~ 55.22 (3), 146.82, 252.11 (7), 252.15, 253.07 (3) (c), ~~938.396~~
16 ~~(1) and (2) (a)~~ 938.396 (1) and (2), and 938.78 (2) (a), the department may enter the
17 content of any record kept or information received by the department into the
18 statewide automated child welfare information system, and a county department
19 under s. 46.215, 46.22, or 46.23, the department, or any other organization that has
20 entered into an information sharing and access agreement with the department or
21 any of those county departments and that has been approved for access to the
22 statewide automated child welfare information system by the department may have
23 access to information that is maintained in that system, if necessary to enable the
24 county department, department, or organization to perform its duties under this
25 chapter, ch. 48, ~~46~~, 51, 55, or 938, or 42 USC 670 to 679b to or to coordinate the

1 delivery of services under this chapter, ch. 48, ~~46~~, 51, 55, or 938, or 42 USC 670 to
2 679b.

3 **SECTION 178.** 46.03 (7m) of the statutes is renumbered 48.62 (7) and amended
4 to read:

5 48.62 (7) ~~FOSTER CARE.~~ In each federal fiscal year, the department shall ensure
6 that there are no more than 2,200 children in foster care and treatment foster care
7 placements for more than 24 months, consistent with the best interests of each child.
8 Services provided in connection with this requirement shall comply with the
9 requirements under P.L. 96-272.

10 **SECTION 179.** 46.03 (18) (a) of the statutes is amended to read:

11 46.03 (18) (a) Except as provided in s. 46.10 (14) (b) and (c), the department of
12 ~~health and family services~~ shall establish a uniform system of fees for services
13 provided or purchased by the department of ~~health and family services~~, or a county
14 department under s. 46.215, 46.22, 51.42, or 51.437, except for services provided
15 under ch. 48 and subch. III of ch. 49; ~~services relating to adoption~~; services provided
16 to courts; outreach, information and referral services; or where when, as determined
17 by the department of ~~health and family services~~, a fee is administratively unfeasible
18 or would significantly prevent accomplishing the purpose of the service. A county
19 department under s. 46.215, 46.22, 51.42, or 51.437 shall apply the fees which that
20 it collects under this program to cover the cost of such those services. ~~The~~
21 ~~department of health and family services shall report to the joint committee on~~
22 ~~finance no later than March 1 of each year on the number of children placed for~~
23 ~~adoption by the department of health and family services during the previous year~~
24 ~~and the costs to the state for services relating to such adoptions.~~

25 **SECTION 180.** 46.03 (18) (am) of the statutes is amended to read:

1 46.03 (18) (am) Paragraph (a) does not prevent the department from charging
2 and collecting the cost of adoptive placement investigations and child care as
3 authorized under s. 48.837 (7). Paragraph (a) also does not prevent a county
4 department under s. 51.42 or 51.437 from charging and collecting the cost of an
5 examination ordered under s. 938.295 (2) (a) as authorized under s. 938.295 (2) (c).

6 **SECTION 181.** 46.03 (20) (a) of the statutes is amended to read:

7 46.03 (20) (a) Except for payments provided under ch. 48 or subch. III of ch. 49,
8 the department may make payments directly to recipients of public assistance or to
9 such persons authorized to receive such payments in accordance with law and rules
10 of the department on behalf of the counties. Except for payments provided under ch.
11 48 or subch. III of ch. 49, the department may charge the counties for the cost of
12 operating public assistance systems which make such payments.

13 **SECTION 182.** 46.03 (22) (title) of the statutes is amended to read:

14 46.03 (22) (title) COMMUNITY LIVING ARRANGEMENTS FOR ADULTS.

15 **SECTION 183.** 46.03 (22) (a) of the statutes is amended to read:

16 46.03 (22) (a) ~~“Community~~ In this subsection, “community living arrangement
17 for adults” means any of the following facilities licensed or operated, or permitted
18 under the authority of the department: residential care centers for children and
19 youth, as defined in s. 48.02 (15d), operated by child welfare agencies licensed under
20 s. 48.60, group homes for children, as defined in s. 48.02 (7), and community-based
21 residential facilities a community-based residential facility, as defined in s. 50.01
22 (1g); but does not include adult family homes, as defined in s. 50.01 (1), day care
23 centers, nursing homes, general hospitals, special hospitals, prisons, and jails.

24 **SECTION 184.** 46.03 (22) (b) of the statutes is amended to read:

1 46.03 (22) (b) Community living arrangements for adults shall be subject to the
2 same building and housing ordinances, codes, and regulations of the municipality or
3 county as similar residences located in the area in which the facility is located.

4 **SECTION 185.** 46.03 (22) (c) of the statutes is amended to read:

5 46.03 (22) (c) The department shall designate a subunit to keep records and
6 supply information on community living arrangements for adults under ss. 59.69
7 (15) (f), 60.63 (7), and 62.23 (7) (i) 6. The subunit shall be responsible for receiving
8 all complaints regarding community living arrangements for adults and for
9 coordinating all necessary investigatory and disciplinary actions under the laws of
10 this state and under the rules of the department relating to the licensing of
11 community living arrangements for adults.

12 **SECTION 186.** 46.03 (22) (d) of the statutes is amended to read:

13 46.03 (22) (d) A community living arrangement for adults with a capacity for
14 8 or fewer persons shall be a permissible use for purposes of any deed covenant which
15 limits use of property to single-family or 2-family residences. A community living
16 arrangement for adults with a capacity for 15 or fewer persons shall be a permissible
17 use for purposes of any deed covenant which limits use of property to more than
18 2-family residences. Covenants in deeds which expressly prohibit use of property
19 for community living arrangements for adults are void as against public policy.

20 **SECTION 187.** 46.03 (22) (e) of the statutes is amended to read:

21 46.03 (22) (e) If a community living arrangement for adults is required to
22 obtain special zoning permission, as defined in s. 59.69 (15) (g), the department shall,
23 at the request of the unit of government responsible for granting the special zoning
24 permission, inspect the proposed facility and review the program proposed for the
25 facility. After such inspection and review, the department shall transmit to the unit

1 of government responsible for granting the special zoning permission a statement
2 that the proposed facility and its proposed program have been examined and are
3 either approved or disapproved by the department.

4 **SECTION 188.** 46.03 (29) of the statutes is repealed.

5 **SECTION 189.** 46.03 (39) of the statutes is renumbered 48.47 (39).

6 **SECTION 190.** 46.031 (3) (a) of the statutes is amended to read:

7 46.031 (3) (a) *Citizen advisory committee.* Except as provided in par. (b), the
8 county board of supervisors of each county or the county boards of supervisors of 2
9 or more counties jointly shall establish a citizen advisory committee to the county
10 departments under ss. 46.215, 46.22, 46.23, 51.42, and 51.437. The citizen advisory
11 committee shall advise in the formulation of the budget under sub. (1). Membership
12 on the committee shall be determined by the county board of supervisors in a county
13 with a single-county committee or by the county boards of supervisors in counties
14 with a multicounty committee and shall include representatives of those persons
15 receiving services, providers of service and citizens. A majority of the members of the
16 committee shall be citizen and service consumers. ~~At least one member of the~~
17 ~~committee shall be chosen from the governing or administrative board of the~~
18 ~~community action agency serving the county or counties under s. 46.30, if any.~~ The
19 committee's membership may not consist of more than 25% county supervisors, nor
20 of more than 20% service providers. The chairperson of the committee shall be
21 appointed by the county board of supervisors establishing it. In the case of a
22 multicounty committee, the chairperson shall be nominated by the committee and
23 approved by the county boards of supervisors establishing it. The county board of
24 supervisors in a county with a single-county committee or the county boards of
25 supervisors in counties with a multicounty committee may designate an agent to

1 determine the membership of the committee and to appoint the committee
2 chairperson or approve the nominee.

3 **SECTION 191.** 46.034 (1) of the statutes is amended to read:

4 46.034 (1) The department, in order to discharge more effectively its
5 responsibilities under this chapter and chs. 48, 51, 250, and 251 and other relevant
6 provisions of the statutes, may establish community human services pilot programs
7 for the study, implementation, and evaluation of improved human services delivery
8 systems. In the implementation of such those pilot programs, the requirement of
9 statewide uniformity with respect to the organization and governance of human
10 services shall not apply. The department and local governmental bodies may
11 establish such departments, boards, committees, organizational structures, and
12 procedures as may be needed to implement the pilot programs. The departments,
13 boards, committees, and organizational structures may assume responsibilities
14 currently assigned by statute to the departments, boards, committees, or
15 organizational structures that are replaced.

16 **SECTION 192.** 46.036 (1) of the statutes is amended to read:

17 46.036 (1) All care and services purchased by the department or by a county
18 department under s. 46.215, 46.22, 46.23, 51.42, or 51.437, except as provided under
19 subch. III of ch. 49 and s. 301.08 (2), shall be authorized and contracted for under the
20 standards established under this section. The department may require the county
21 departments to submit the contracts to the department for review and approval. For
22 purchases of \$10,000 or less the requirement for a written contract may be waived
23 by the department. ~~No contract is required for care provided by foster homes or~~
24 ~~treatment foster homes that are required to be licensed under s. 48.62.~~ When the

1 department directly contracts for services, it shall follow the procedures in this
2 section in addition to meeting purchasing requirements established in s. 16.75.

3 **SECTION 193.** 46.036 (4) (a) of the statutes is amended to read:

4 46.036 (4) (a) Except as provided in this paragraph, maintain a uniform double
5 entry accounting system and a management information system which are
6 compatible with cost accounting and control systems prescribed by the department.
7 ~~The department shall establish a simplified double entry bookkeeping system for use~~
8 ~~by family-operated group homes. Each purchaser shall determine whether a~~
9 ~~family-operated group home from which it purchases services shall use the double~~
10 ~~entry accounting system or the simplified system and shall include this~~
11 ~~determination in the purchase of service contract. In this paragraph,~~
12 ~~“family-operated group home” means a group home licensed under s. 48.66 (1) (a) for~~
13 ~~which the licensee is one or more individuals who operate not more than one group~~
14 ~~home.~~

15 **SECTION 194.** 46.036 (4) (c) of the statutes is amended to read:

16 46.036 (4) (c) Unless waived by the department, biennially, or annually if
17 required under federal law, provide the purchaser with a certified financial and
18 compliance audit report if the care and services purchased exceed \$25,000. The audit
19 shall follow standards that the department prescribes. ~~A purchaser may waive the~~
20 ~~requirements of this paragraph for any family-operated group home, as defined~~
21 ~~under par. (a), from which it purchases services.~~

22 **SECTION 195.** 46.037 of the statutes is renumbered 49.343 and amended to
23 read:

24 **49.343 Rates for residential child care centers and group homes. (1)**
25 Subject to sub. (1m), each residential ~~child~~ care center for children and youth, as

1 defined in s. 48.02 (15d), and each group home, as defined in s. 48.02 (7), that is
2 ~~licensed under s. 48.625~~ and incorporated under ch. 180, 181, 185, or 193 shall
3 establish a per client rate for its services and shall charge all purchasers the same
4 rate.

5 (1m) Notwithstanding sub. (1), the department, a county department under
6 s. 46.215, 46.22, 46.23, 51.42, or 51.437, a group of those county departments, or the
7 department and one or more of those county departments, and a residential ~~child~~
8 care center for children and youth or group home, as described in sub. (1), may
9 negotiate a per client rate for the services of that residential ~~child~~ care center for
10 children and youth or group home, if the department, that county department, the
11 county departments in that group of county departments, or the department and one
12 or more of those county departments, agree to place 75% or more of the residents of
13 that residential ~~child~~ care center for children and youth or group home during the
14 period for which that rate is effective. A residential ~~child~~ care center for children and
15 youth or group home that negotiates a per client rate under this subsection shall
16 charge that rate to all purchasers of its services.

17 (2) A residential ~~child~~ care center for children and youth or a group home, as
18 described in sub. (1) or (1m), shall submit to the department the rate it charges and
19 any change in that rate before a charge is made to any purchaser. The department
20 shall provide forms and instructions for the submission of rates and changes in rates
21 under this subsection and a residential ~~child~~ care center for children and youth or
22 a group home that is required to submit a rate or a change in a rate under this
23 subsection shall submit that rate or change in a rate using those forms and
24 instructions.

1 **(3)** The department may require an audit of any residential child care center
2 for children and youth or group home, as described in sub. (1) or (1m), for the purpose
3 of collecting federal funds.

4 **SECTION 196.** 46.043 (1) of the statutes is amended to read:

5 **46.043 (1)** In addition to inpatient and outpatient services provided at mental
6 health institutes under ss. 51.05 and 51.07, the department may authorize mental
7 health institutes to offer services other than inpatient mental health services when
8 the department determines that community services need to be supplemented.
9 Services that may be offered under this section include mental health outpatient
10 treatment and services, day programming, consultation and services in residential
11 facilities, including group homes, ~~child-caring institutions~~ residential care centers
12 for children and youth and community-based residential facilities.

13 **SECTION 197.** 46.10 (14) (b) of the statutes is amended to read:

14 **46.10 (14) (b)** Except as provided in par. (c) and subject to par. (cm), liability
15 of a parent specified in sub. (2) or s. 46.03 (18) for the care and maintenance of the
16 parent's minor child who has been placed by a court order under s. 48.355 or 48.357
17 in a residential, nonmedical facility such as a group home, foster home, treatment
18 foster home, subsidized guardianship home, or residential care center for children
19 and youth shall be determined by the court by using the percentage standard
20 established by the department of ~~workforce development~~ children and families
21 under s. 49.22 (9) and by applying the percentage standard in the manner
22 established by the department under ~~s. 46.247~~ par. (g).

23 **SECTION 198.** 46.10 (14) (g) of the statutes is created to read:

24 **46.10 (14) (g)** For purposes of determining child support under par. (b), the
25 department shall promulgate rules related to the application of the standard

1 established by the department of children and families under s. 49.22 (9) to a child
2 support obligation for the care and maintenance of a child who is placed by a court
3 order under s. 48.355 or 48.357 in a residential, nonmedical facility. The rules shall
4 take into account the needs of any person, including dependent children other than
5 the child, whom either parent is legally obligated to support.

6 **SECTION 199.** 46.16 (1) of the statutes is amended to read:

7 46.16 (1) **GENERALLY.** The department shall investigate and supervise all the
8 charitable and curative institutions, including county infirmaries, of every county
9 and municipality, except tuberculosis sanatoriums; ~~all shelter care facilities for~~
10 ~~children and, and~~ all hospitals, asylums, and institutions, organized for the purpose
11 set forth in s. 58.01, and familiarize itself with all the circumstances affecting their
12 management and usefulness.

13 **SECTION 200.** 46.16 (2) of the statutes is repealed.

14 **SECTION 201.** 46.16 (2m) of the statutes is repealed.

15 **SECTION 202.** 46.16 (2s) of the statutes is repealed.

16 **SECTION 203.** 46.16 (3) of the statutes is amended to read:

17 46.16 (3) **COUNTY HOMES, POOR RELIEF.** ~~It~~ The department shall visit the county
18 homes and ascertain the number of each sex and the number of mentally ill, mentally
19 deficient, deaf, or blind persons, ~~and children~~ supported in each, at what cost and
20 under what circumstances affecting their health, comfort, morals, and education;
21 collect statistics of the cost of support, and other important facts, of the poor relieved
22 at public expense outside of county homes; and collect information as to the adequacy
23 and efficiency of existing laws for the support and relief of the poor, and the causes
24 of pauperism in the state.

25 **SECTION 204.** 46.16 (7) of the statutes is amended to read:

1 46.16 (7) ENFORCEMENT BY ATTORNEY GENERAL AND DISTRICT ATTORNEYS. Upon
2 request of the department, the attorney general or the district attorney of the proper
3 county shall aid in any investigation, inspection, hearing, or trial had under the
4 provisions of this chapter, ~~or those sections of ch. 48~~ relating to powers of the
5 department, and shall institute and prosecute all necessary actions or proceedings
6 for the enforcement of ~~sueh~~ those provisions and for the punishment of violations of
7 ~~the same~~ those provisions. The attorney general or district attorney so requested
8 shall report or confer with the department regarding the request, within 30 days
9 after the receipt of ~~sueh~~ the request.

10 **SECTION 205.** 46.17 (1) of the statutes is amended to read:

11 46.17 (1) The department shall fix reasonable standards and regulations for
12 the design, construction, repair, and maintenance of county homes, county
13 infirmaries, county hospitals, and mental health facilities ~~and shelter care facilities~~,
14 with respect to their adequacy and fitness for the needs which they are to serve.

15 **SECTION 206.** 46.206 (1) (a) of the statutes is amended to read:

16 46.206 (1) (a) The department shall supervise the administration of social
17 services, except as provided under ch. 48 and subch. III of ch. 49 and except for
18 juvenile delinquency-related services. The department shall submit to the federal
19 authorities state plans for the administration of social services, except as provided
20 under ch. 48 and subch. III of ch. 49 and except for juvenile delinquency-related
21 services, in such form and containing such information as the federal authorities
22 require, and shall comply with all requirements prescribed to ensure their
23 correctness.

24 **SECTION 207.** 46.206 (2) of the statutes is amended to read:

1 46.206 (2) The county administration of all laws relating to social services,
2 except with respect to the programs under ch. 48 and subch. III of ch. 49 and to
3 juvenile delinquency-related programs, shall be vested in the officers and agencies
4 designated in the statutes.

5 **SECTION 208.** 46.21 (5) (b) of the statutes is amended to read:

6 46.21 (5) (b) Sections 46.10, 49.08, 49.345, 49.90, and 301.12 govern the
7 support and maintenance of persons in any of the institutions specified in sub. (2) (a).

8 **SECTION 209.** 46.215 (1) (d) of the statutes is amended to read:

9 46.215 (1) (d) To make investigations that relate to services under subchs. II,
10 IV, and V of ch. 49 upon request by the department of health and family services, to
11 make investigations that relate to juvenile delinquency-related services at the
12 request of the department of corrections, and to make investigations that relate to
13 programs under ch. 48 and subch. III of ch. 49 upon request by the department of
14 ~~workforce development~~ children and families.

15 **SECTION 210.** 46.215 (1) (j) of the statutes is amended to read:

16 46.215 (1) (j) To make payments in such manner as the department of
17 ~~workforce development~~ children and families may determine for training of
18 recipients, former recipients, and potential recipients of aid in programs established
19 under s. 49.193, 1997 stats., and s. 49.26 (1).

20 **SECTION 211.** 46.215 (1p) of the statutes is amended to read:

21 46.215 (1p) EXCHANGE OF INFORMATION; STATEWIDE AUTOMATED CHILD WELFARE
22 INFORMATION SYSTEM. Notwithstanding ss. 46.2895 (9), 48.396 (1) and (2) (a), 48.78
23 (2) (a), 48.981 (7), 49.45 (4), 49.83, 51.30, 51.45 (14) (a), ~~55.06 (17) (e)~~ 55.22 (3), 146.82,
24 252.11 (7), 252.15, 253.07 (3) (c), ~~938.396 (1) and (2) (a)~~ 938.396 (1) and (2), and 938.78
25 (2) (a), a county department under this section may enter the content of any record

1 kept or information received by that county department into the statewide
2 automated child welfare information system established under s. ~~46.03~~ 48.47 (7g).

3 **SECTION 212.** 46.215 (2) (a) 2. of the statutes is amended to read:

4 46.215 (2) (a) 2. In order to ensure the availability of a full range of care and
5 services, the county department of social services may contract, either directly or
6 through the department of ~~workforce development~~ children and families, with public
7 or voluntary agencies or others to purchase, in full or in part, care and services under
8 ch. 48 and subch. III of ch. 49 which the county department of social services is
9 authorized to furnish. This care and these services may be purchased from the
10 department of ~~workforce development~~ children and families if the department of
11 ~~workforce development~~ children and families has staff to furnish the services. If the
12 county department of social services has adequate staff, it may sell the care and
13 services directly to another county or state agency.

14 **SECTION 213.** 46.215 (2) (b) of the statutes is amended to read:

15 46.215 (2) (b) A county department of social services may purchase
16 development and training services from the department of health and family
17 services, from the department of ~~workforce development~~ children and families, from
18 the department of corrections or from other county agencies when the services are
19 available. A county department of social services may sell the development and staff
20 training services to another county or state agency if the county department has
21 adequate staff to provide the services.

22 **SECTION 214.** 46.215 (2) (c) 2. of the statutes is amended to read:

23 46.215 (2) (c) 2. A county department of social services shall develop, under the
24 requirements of s. 49.34, plans and contracts for care and services to be purchased
25 under ch. 48 and subch. III of ch. 49. The department of ~~workforce development~~

1 children and families may review the contracts and approve them if they are
2 consistent with s. 49.34 and if state or federal funds are available for such purposes.
3 The joint committee on finance may require the department of ~~workforce~~
4 development children and families to submit the contracts to the committee for
5 review and approval. The department of ~~workforce development~~ children and
6 families may not make any payments to a county for programs included in a contract
7 under review by the committee.

8 **SECTION 215.** 46.215 (3) of the statutes is amended to read:

9 46.215 (3) PROGRAM BUDGETS. The county department of social services shall
10 submit a final budget to the department of health and family services under s. 46.031
11 (1), to the department of corrections under s. 301.031 (1), and to the department of
12 ~~workforce development~~ children and families under s. 49.325 (1), for authorized
13 services.

14 **SECTION 216.** 46.22 (1) (b) 1. b. of the statutes is amended to read:

15 46.22 (1) (b) 1. b. To make investigations which relate to welfare services,
16 except as provided under ch. 48 and subch. III of ch. 49, upon request by the
17 department of health and family services.

18 **SECTION 217.** 46.22 (1) (b) 1. f. of the statutes is renumbered 46.22 (1) (b) 2. fm.

19 **SECTION 218.** 46.22 (1) (b) 2. (intro.) of the statutes is amended to read:

20 46.22 (1) (b) 2. (intro.) A county department of social services shall have the
21 following functions, duties, and powers in accordance with the rules promulgated by
22 the department of ~~workforce development~~ children and families and subject to the
23 supervision of the department of ~~workforce development~~ children and families:

24 **SECTION 219.** 46.22 (1) (b) 2. c. of the statutes is amended to read:

1 46.22 (1) (b) 2. c. To make investigations as provided under ch. 48 and subch.
2 III of ch. 49 upon request by the department of ~~workforce development~~ children and
3 families.

4 **SECTION 220.** 46.22 (1) (b) 2. e. of the statutes is amended to read:

5 46.22 (1) (b) 2. e. To make payments in such manner as the department of
6 ~~workforce development~~ children and families may determine for training of
7 recipients, former recipients and potential recipients of aid in programs established
8 under ss. 49.193, 1997 stats., and s. 49.26 (1).

9 **SECTION 221.** 46.22 (1) (b) 2. g. of the statutes is amended to read:

10 46.22 (1) (b) 2. g. To make certification or referral of eligibles for state or federal
11 works or other assistance programs under ch. 48 and subch. III of ch. 49, eligibility
12 for which is based on need.

13 **SECTION 222.** 46.22 (1) (b) 3. (intro.) of the statutes is amended to read:

14 46.22 (1) (b) 3. (intro.) A county department of social services shall have the
15 following functions, duties, and powers in accordance with the rules promulgated
16 and standards established by the department of health and family services and
17 subject to the supervision of the department of ~~workforce development~~ children and
18 families:

19 **SECTION 223.** 46.22 (1) (b) 3. d. of the statutes is amended to read:

20 46.22 (1) (b) 3. d. To submit a final budget to the department of ~~workforce~~
21 ~~development~~ children and families in accordance with s. 49.325 for services
22 authorized in this subdivision.

23 **SECTION 224.** 46.22 (1) (c) 8. f. of the statutes is amended to read:

1 46.22 (1) (c) 8. f. The county department of social services shall implement the
2 statewide automated child welfare information system established by the
3 department under s. ~~46.03~~ 48.47 (7g).

4 **SECTION 225.** 46.22 (1) (d) of the statutes is amended to read:

5 46.22 (1) (d) *Merit system; records.* The county department of social services
6 is subject to s. 49.78 (4) to (7). The county department of social services and all county
7 officers and employees performing any duties in connection with the administration
8 of aid to families with dependent children shall observe all rules promulgated by the
9 department of ~~workforce development~~ children and families under s. 49.78 (4) and
10 shall keep records and furnish reports as the department of ~~workforce development~~
11 children and families requires in relation to their performance of such duties.

12 **SECTION 226.** 46.22 (1) (dp) of the statutes is amended to read:

13 46.22 (1) (dp) *Exchange of information; statewide automated child welfare*
14 *information system.* Notwithstanding ss. 46.2895 (9), 48.396 (1) and (2) (a), 48.78 (2)
15 (a), 48.981 (7), 49.45 (4), 49.83, 51.30, 51.45 (14) (a), ~~55.06 (17) (e)~~ 55.22 (3), 146.82,
16 252.11 (7), 252.15, 253.07 (3) (c), ~~938.396 (1) and (2) (a)~~ 938.396 (1) and (2), and 938.78
17 (2) (a), a county department under this section may enter the content of any record
18 kept or information received by that county department into the statewide
19 automated child welfare information system established under s. ~~46.03~~ 48.47 (7g).

20 **SECTION 227.** 46.22 (1) (e) 1. of the statutes is amended to read:

21 46.22 (1) (e) 1. In order to ensure the availability of a full range of care and
22 services, a county department of social services may contract, either directly or
23 through the department of health and family services, the department of ~~workforce~~
24 ~~development~~ children and families, or the department of corrections, with public or
25 voluntary agencies or others to purchase, in full or in part, care and services which

1 the county department of social services is authorized by any statute to furnish in
2 any manner. The services may be purchased from the department of health and
3 family services, the department of ~~workforce development~~ children and families, or
4 the department of corrections if the department of health and family services, the
5 department of ~~workforce development~~ children and families, or the department of
6 corrections has staff to furnish the services. The county department of social
7 services, if it has adequate staff, may sell the care and services directly to another
8 county or state agency.

9 **SECTION 228.** 46.22 (1) (e) 2. of the statutes is amended to read:

10 46.22 (1) (e) 2. A county department of social services may purchase
11 development and training services from the department of health and family
12 services, the department of ~~workforce development~~ children and families, or the
13 department of corrections or from other county agencies if the services are available
14 or sell the development and staff training services to another county or state agency
15 if the county department of social services has adequate staff to provide the services.

16 **SECTION 229.** 46.22 (1) (e) 3. a. of the statutes is amended to read:

17 46.22 (1) (e) 3. a. A county department of social services shall develop, under
18 the requirements of s. 46.036, plans and contracts for care and services, except under
19 ch. 48, subch. III of ch. 49, and s. 301.08 (2), to be purchased. The department of
20 health and family services may review the contracts and approve them if they are
21 consistent with s. 46.036 and to the extent that state or federal funds are available
22 for such purposes. The joint committee on finance may require the department of
23 health and family services to submit the contracts to the committee for review and
24 approval. The department of health and family services may not make any payments
25 to a county for programs included in the contract that is under review by the

1 committee. The department of health and family services shall reimburse each
2 county for the contracts from the appropriations under s. 20.435 (7) (b) and (o)
3 according to s. 46.495.

4 **SECTION 230.** 46.22 (1) (e) 3. b. of the statutes is amended to read:

5 46.22 (1) (e) 3. b. A county department of social services shall develop, under
6 the requirements of s. 49.34, plans and contracts for care and services under ch. 48
7 and subch. III of ch. 49 to be purchased. The department of ~~workforce development~~
8 children and families may review the contracts and approve them if they are
9 consistent with s. 49.34 and to the extent that state or federal funds are available for
10 such purposes. The joint committee on finance may require the department of
11 ~~workforce development~~ children and families to submit the contracts to the
12 committee for review and approval. The department of ~~workforce development~~
13 children and families may not make any payments to a county for programs included
14 in the contract that is under review by the committee.

15 **SECTION 231.** 46.22 (2g) (d) of the statutes is amended to read:

16 46.22 (2g) (d) Prepare, with the assistance of the county social services director
17 under sub. (3m) (b) 5., a proposed budget for submission to the county executive or
18 county administrator, a final budget for submission to the department of health and
19 family services in accordance with s. 46.031 (1) for authorized services, except
20 services under ch. 48, subch. III of ch. 49, or s. 301.08 (2), a final budget for
21 submission to the department of ~~workforce development~~ children and families in
22 accordance with s. 49.325 for authorized services under ch. 48 and subch. III of ch.
23 49, and a final budget for submission to the department of corrections in accordance
24 with s. 301.031 (1) for authorized juvenile delinquency-related services.

25 **SECTION 232.** 46.22 (3m) (b) 12. of the statutes is amended to read:

1 46.22 **(3m)** (b) 12. Establish priorities in addition to those mandated by the
2 department of health and family services, by the department of ~~workforce~~
3 ~~development~~ children and families, or by the department of corrections.

4 **SECTION 233.** 46.22 (3m) (b) 17. b. of the statutes is amended to read:

5 46.22 **(3m)** (b) 17. b. Such other reports as are required by the secretary of
6 health and family services, the secretary of ~~workforce-development~~ children and
7 families, the secretary of corrections, and the county board of supervisors.

8 **SECTION 234.** 46.23 (3) (a) of the statutes is amended to read:

9 46.23 **(3)** (a) *Creation.* Upon approval by the secretary of health and family
10 services, by the secretary of corrections, and by the secretary of ~~workforce~~
11 ~~development~~ children and families of a feasibility study and a program
12 implementation plan, the county board of supervisors of any county with a
13 population of less than 500,000, or the county boards of supervisors of 2 or more
14 contiguous counties, each of which has a population of less than 500,000, may
15 establish by resolution a county department of human services on a single-county
16 or multicounty basis to provide the services required under this section. The county
17 department of human services shall consist of the county human services board, the
18 county human services director and necessary personnel.

19 **SECTION 235.** 46.23 (3) (am) 4. of the statutes is amended to read:

20 46.23 **(3)** (am) 4. No funds may be allocated to any multicounty department of
21 human services until the counties have drawn up a detailed contractual agreement,
22 approved by the secretary of health and family services, by the secretary of
23 corrections, and by the secretary of ~~workforce-development~~ children and families,
24 setting forth the plan for joint sponsorship.

25 **SECTION 236.** 46.23 (3) (ed) of the statutes is amended to read:

1 46.23 (3) (ed) *Exchange of information; statewide automated child welfare*
2 *information system.* Notwithstanding ss. 46.2895 (9), 48.396 (1) and (2) (a), 48.78 (2)
3 (a), 48.981 (7), 49.45 (4), 49.83, 51.30, 51.45 (14) (a), ~~55.06 (17) (e)~~ 55.22 (3), 146.82,
4 252.11 (7), 252.15, 253.07 (3) (c), ~~938.396 (1) and (2) (a)~~ 938.396 (1) and (2), and 938.78
5 (2) (a), a county department under this section may enter the content of any record
6 kept or information received by that county department into the statewide
7 automated child welfare information system established under s. ~~46.03~~ 48.47 (7g).

8 **SECTION 237.** 46.23 (5) (a) 1. of the statutes is amended to read:

9 46.23 (5) (a) 1. Shall determine administrative and program policies, except as
10 provided under ch. 48 and subch. III of ch. 49 and except for juvenile
11 delinquency-related policies, within limits established by the department of health
12 and family services. Policy decisions, except as provided under ch. 48 and subch. III
13 of ch. 49 and except for juvenile delinquency-related policies, not reserved by statute
14 for the department of health and family services may be delegated by the secretary
15 to the county human services board.

16 **SECTION 238.** 46.23 (5) (a) 2. of the statutes is amended to read:

17 46.23 (5) (a) 2. Shall determine administrative and program policies under ch.
18 48 and subch. III of ch. 49 within limits established by the department of ~~workforce~~
19 ~~development~~ children and families. Policy decisions under ch. 48 and subch. III of
20 ch. 49 not reserved by statute for the department of ~~workforce development~~ children
21 and families may be delegated by the secretary of ~~workforce development~~ children
22 and families to the county human services board.

23 **SECTION 239.** 46.23 (5) (b) of the statutes is amended to read:

1 46.23 (5) (b) Shall establish priorities in addition to those mandated by the
2 department of health and family services, the department of corrections, or the
3 department of ~~workforce development~~ children and families.

4 **SECTION 240.** 46.23 (5) (c) 1. of the statutes is amended to read:

5 46.23 (5) (c) 1. Shall determine whether state mandated services, except for
6 services under ch. 48 and subch. III of ch. 49 and juvenile delinquency-related
7 services, are provided or purchased or contracted for with local providers, and
8 monitor the performance of such contracts. Purchase of services contracts shall be
9 subject to the conditions specified in s. 46.036.

10 **SECTION 241.** 46.23 (5) (c) 2. of the statutes is amended to read:

11 46.23 (5) (c) 2. Shall determine whether state mandated services under ch. 48
12 and subch. III of ch. 49 are provided or purchased or contracted for with local
13 providers, and monitor the performance of such contracts. Purchase of services
14 contracts shall be subject to the conditions specified in s. 49.34.

15 **SECTION 242.** 46.23 (5) (n) 1. of the statutes is amended to read:

16 46.23 (5) (n) 1. Shall submit a final budget in accordance with s. 46.031 (1) for
17 authorized services, except for services under ch. 48 and subch. III of ch. 49 and
18 juvenile delinquency-related services. Notwithstanding the categorization of or
19 limits specified for funds allocated under s. 46.495 or 51.423 (2), with the approval
20 of the department of health and family services the county human services board
21 may expend these funds consistent with any service provided under s. 46.495 or
22 51.42.

23 **SECTION 243.** 46.23 (5) (n) 2. of the statutes is amended to read:

24 46.23 (5) (n) 2. Shall submit a final budget in accordance with s. 49.325 (1) for
25 authorized services under ch. 48 and subch. III of ch. 49. Notwithstanding the

1 categorization of or limits specified for funds allocated under s. 48.569, with the
2 approval of the department of children and families the county human services board
3 may expend these funds consistent with any service provided under s. 48.569.

4 **SECTION 244.** 46.23 (5m) (c) of the statutes is amended to read:

5 46.23 (5m) (c) Prepare, with the assistance of the county human services
6 director under sub. (6m) (e), a proposed budget for submission to the county executive
7 or county administrator, a final budget for submission to the department of health
8 and family services in accordance with s. 46.031 (1) for authorized services, except
9 services under ch. 48 and subch. III of ch. 49 and juvenile delinquency-related
10 services, a final budget for submission to the department of ~~workforce development~~
11 children and families in accordance with s. 49.325 for authorized services under ch.
12 48 and subch. III of ch. 49, and a final budget for submission to the department of
13 corrections in accordance with s. 301.031 for authorized juvenile
14 delinquency-related services.

15 **SECTION 245.** 46.23 (6) (a) (intro.) of the statutes is amended to read:

16 46.23 (6) (a) (intro.) A county human services director appointed under sub. (5)
17 (f) shall have all of the administrative and executive powers and duties of managing,
18 operating, maintaining, and improving the programs of the county department of
19 human services, subject to the rules promulgated by the department of health and
20 family services for programs, except services or programs under ch. 48 and subch.
21 III of ch. 49 and juvenile delinquency-related services or programs, subject to the
22 rules promulgated by the department of ~~workforce development~~ children and
23 families for services or programs under ch. 48 and subch. III of ch. 49, and subject
24 to the rules promulgated by the department of corrections for juvenile
25 delinquency-related services or programs. In consultation with the county human

1 services board under sub. (5) and subject to its approval, the county human services
2 director shall prepare:

3 **SECTION 246.** 46.23 (6) (a) 3. of the statutes is amended to read:

4 46.23 (6) (a) 3. Such other reports as are required by the secretary of health and
5 family services, by the secretary of corrections, or by the secretary of workforce
6 development children and families and the county board of supervisors in a county
7 with a single-county department of human services or the county boards of
8 supervisors in counties with a multicounty department of human services.

9 **SECTION 247.** 46.24 of the statutes is renumbered 48.375 (9) and amended to
10 read:

11 48.375 (9) ASSISTANCE TO MINORS CONCERNING PARENTAL CONSENT FOR ABORTION.
12 If a minor who is contemplating an abortion requests assistance from a county
13 department under s. 46.215, 46.22 or 46.23 or in a county having a population of
14 500,000 or more, the department in seeking the consent of the minor's parent,
15 guardian, or legal custodian, or in seeking the consent of an adult family member,
16 as defined in s. 48.375 (2) (b), for the contemplated abortion or in seeking a waiver
17 from the circuit court, the county department or department shall provide
18 assistance, including, if so requested, accompanying the minor as appropriate.

19 **SECTION 248.** 46.247 of the statutes is renumbered 49.345 (14) (g) and amended
20 to read:

21 49.345 (14) (g) *Application of child support standard for certain children.* For
22 purposes of determining child support under s. 46.10 (14) par. (b), the department
23 shall promulgate rules related to the application of the standard established by the
24 department of workforce development under s. 49.22 (9) to a child support obligation
25 for the care and maintenance of a child who is placed by a court order under s. 48.355

1 or 48.357 in a residential, nonmedical facility. The rules shall take into account the
2 needs of any person, including dependent children other than the child, whom either
3 parent is legally obligated to support.

4 **SECTION 249.** 46.261 (title) of the statutes is renumbered 48.645 (title).

5 **SECTION 250.** 46.261 (1) of the statutes is renumbered 48.645 (1).

6 **SECTION 251.** 46.261 (2) (title) of the statutes is renumbered 48.645 (2) (title).

7 **SECTION 252.** 46.261 (2) (a) (intro.) of the statutes is renumbered 48.645 (2) (a)
8 (intro.).

9 **SECTION 253.** 46.261 (2) (a) 1. of the statutes is renumbered 48.645 (2) (a) 1. and
10 amended to read:

11 48.645 (2) (a) 1. A nonrelative who cares for the dependent child in a foster
12 home or treatment foster home having a license under s. 48.62, in a foster home or
13 treatment foster home located within the boundaries of a federally recognized
14 American Indian reservation in this state and licensed by the tribal governing body
15 of the reservation or in a group home licensed under s. 48.625, a subsidized guardian
16 or interim caretaker under s. 48.62 (5) who cares for the dependent child, or a minor
17 custodial parent who cares for the dependent child, regardless of the cause or
18 prospective period of dependency. The state shall reimburse counties pursuant to the
19 procedure under s. ~~46.495~~ 48.569 (2) and the percentage rate of participation set
20 forth in s. ~~46.495~~ 48.569 (1) (d) for aid granted under this section except that if the
21 child does not have legal settlement in the granting county, state reimbursement
22 shall be at 100%. The county department under s. 46.215 ~~or~~, 46.22, or 46.23 or the
23 department under s. 48.48 (17) shall determine the legal settlement of the child. A
24 child under one year of age shall be eligible for aid under this subsection irrespective
25 of any other residence requirement for eligibility within this section.

1 **SECTION 254.** 46.261 (2) (a) 2. of the statutes is renumbered 48.645 (2) (a) 2. and
2 amended to read:

3 48.645 (2) (a) 2. A county or, in a county having a population of 500,000 or more,
4 the department, on behalf of a child in the legal custody of a county department under
5 s. 46.215, 46.22, or 46.23 or the department under s. 48.48 (17) or on behalf of a child
6 who was removed from the home of a relative, ~~as defined under s. 48.02 (15)~~, as a
7 result of a judicial determination that continuance in the home of a relative would
8 be contrary to the child's welfare for any reason when ~~such~~ the child is placed in a
9 licensed ~~child caring institution~~ residential care center for children and youth by the
10 county department or the department. Reimbursement shall be made by the state
11 ~~pursuant to as provided in~~ subd. 1.

12 **SECTION 255.** 46.261 (2) (a) 3. of the statutes is renumbered 48.645 (2) (a) 3. and
13 amended to read:

14 48.645 (2) (a) 3. A county or, in a county having a population of 500,000 or more,
15 the department, when the child is placed in a licensed foster home, treatment foster
16 home, group home, or residential care center for children and youth or in a subsidized
17 guardianship home by a licensed child welfare agency or by a federally recognized
18 American Indian tribal governing body in this state or by its designee, if the child is
19 in the legal custody of the county department under s. 46.215, 46.22, or 46.23 or the
20 department under s. 48.48 (17) or if the child was removed from the home of a
21 relative, ~~as defined under s. 48.02 (15)~~, as a result of a judicial determination that
22 continuance in the home of the relative would be contrary to the child's welfare for
23 any reason and the placement is made ~~pursuant to~~ under an agreement with the
24 county department or the department.

1 **SECTION 256.** 46.261 (2) (a) 4. of the statutes is renumbered 48.645 (2) (a) 4. and
2 amended to read:

3 48.645 (2) (a) 4. A licensed foster home, treatment foster home, group home,
4 or residential care center for children and youth or a subsidized guardianship home
5 when the child is in the custody or guardianship of the state, when the child is a ward
6 of an American Indian tribal court in this state and the placement is made under an
7 agreement between the department and the tribal governing body, or when the child
8 was part of the state's direct service case load and was removed from the home of a
9 relative, ~~as defined under s. 48.02 (15),~~ as a result of a judicial determination that
10 continuance in the home of a relative would be contrary to the child's welfare for any
11 reason and the child is placed by the department.

12 **SECTION 257.** 46.261 (2) (b) of the statutes is renumbered 48.645 (2) (b).

13 **SECTION 258.** 46.261 (3) of the statutes is renumbered 48.645 (3).

14 **SECTION 259.** 46.28 (1) (f) of the statutes is amended to read:

15 46.28 (1) (f) "Victim of domestic abuse" means an individual who has
16 encountered domestic abuse, as defined in s. ~~46.95~~ 49.165 (1) (a).

17 **SECTION 260.** 46.30 (title) of the statutes is renumbered 49.265 (title).

18 **SECTION 261.** 46.30 (1) of the statutes is renumbered 49.265 (1).

19 **SECTION 262.** 46.30 (2) of the statutes is renumbered 49.265 (2).

20 **SECTION 263.** 46.30 (3) (title) of the statutes is renumbered 49.265 (3) (title).

21 **SECTION 264.** 46.30 (3) (a) (intro.) of the statutes is renumbered 49.265 (3) (a)
22 (intro.).

23 **SECTION 265.** 46.30 (3) (a) 1. of the statutes is renumbered 49.265 (3) (a) 1.

24 **SECTION 266.** 46.30 (3) (a) 2. of the statutes is renumbered 49.265 (3) (a) 2.

25 **SECTION 267.** 46.30 (3) (a) 3. of the statutes is renumbered 49.265 (3) (a) 3.

1 **SECTION 268.** 46.30 (3) (a) 4. of the statutes is renumbered 49.265 (3) (a) 4.

2 **SECTION 269.** 46.30 (3) (a) 5. of the statutes is renumbered 49.265 (3) (a) 5.

3 **SECTION 270.** 46.30 (3) (a) 6. of the statutes is renumbered 49.265 (3) (a) 6.

4 **SECTION 271.** 46.30 (3) (a) 7. of the statutes is renumbered 49.265 (3) (a) 7.

5 **SECTION 272.** 46.30 (3) (a) 8. of the statutes is renumbered 49.265 (3) (a) 8. and
6 amended to read:

7 49.265 (3) (a) 8. Appoint a representative or representatives to the citizen
8 advisory committee under s. ~~46.031~~ 49.325 (3) (a), in order to participate in
9 developing and implementing programs designed to serve the poor.

10 **SECTION 273.** 46.30 (3) (b) of the statutes is renumbered 49.265 (3) (b).

11 **SECTION 274.** 46.30 (4) (title) of the statutes is renumbered 49.265 (4) (title).

12 **SECTION 275.** 46.30 (4) (a) of the statutes is renumbered 49.265 (4) (a) and
13 amended to read:

14 49.265 (4) (a) The department shall distribute the federal community services
15 block grant funds received under 42 USC 9903 and deposited in the appropriations
16 under s. ~~20.435 (3)~~ 20.437 (1) (mc) and (md).

17 **SECTION 276.** 46.30 (4) (b) of the statutes is renumbered 49.265 (4) (b).

18 **SECTION 277.** 46.30 (4) (c) of the statutes is renumbered 49.265 (4) (c).

19 **SECTION 278.** 46.30 (4) (d) of the statutes is renumbered 49.265 (4) (d).

20 **SECTION 279.** 46.30 (5) of the statutes is renumbered 49.265 (5).

21 **SECTION 280.** 46.40 (1) (a) of the statutes is amended to read:

22 46.40 (1) (a) Within the limits of available federal funds and of the
23 appropriations under s. 20.435 (7) (b) and (o), the department shall distribute funds
24 for community social, mental health, developmental disabilities, and alcohol and
25 other drug abuse services and for services under ss. ~~46.51~~, 46.87, 46.985, and 51.421

1 to county departments under ss. 46.215, 46.22, 46.23, 51.42, and 51.437 and to
2 county aging units, as provided in subs. (2), (2m), and (7) to (9).

3 **SECTION 281.** 46.40 (1) (b) of the statutes is renumbered 48.563 (1) (b) and
4 amended to read:

5 48.563 (1) (b) Notwithstanding s. ~~46.49~~ 48.568, if the department receives any
6 federal moneys under 42 USC 670 to 679a in reimbursement of moneys allocated
7 under par. (a) for the provision of foster care, the department shall distribute those
8 federal moneys for services and projects to assist children and families and for the
9 purposes specified in s. ~~46.46~~ 48.567.

10 **SECTION 282.** 46.40 (1) (c) of the statutes is renumbered 48.563 (1) (c) and
11 amended to read:

12 48.563 (1) (c) The Milwaukee County department of social services shall report
13 to the department in a manner specified by the department on all children under the
14 supervision of the Milwaukee County department of social services who are placed
15 in foster homes and whose foster parents receive funding for child care from the
16 amounts distributed under par. (a) so that the department may claim federal foster
17 care and adoption assistance reimbursement under 42 USC 670 to 679a for the
18 amounts expended by the Milwaukee County department of social services for the
19 provision of child care for those children. Notwithstanding s. ~~46.49~~ 48.568, if the
20 department receives any federal moneys under 42 USC 670 to 679a in
21 reimbursement of the amounts expended by the Milwaukee County department of
22 social services for the provision of child care for children in foster care in 1996 and
23 1997, the department shall distribute those federal moneys to the Milwaukee County
24 department of social services for the provision of child care for children in foster care.

25 **SECTION 283.** 46.40 (1) (d) of the statutes is amended to read:

1 46.40 (1) (d) If the department of health and family services receives any
2 federal moneys under 42 USC 1396 to 1396v in reimbursement of the cost of
3 preventing out-of-home placements of children, the department of health and
4 family services shall transfer those moneys to the department of children and
5 families, and the department of children and families shall use those moneys as the
6 first source of moneys used to meet the amount of the allocation under sub. s. 48.563
7 (2) that is budgeted from federal funds.

8 **SECTION 284.** 46.40 (2) of the statutes is amended to read:

9 46.40 (2) BASIC COUNTY ALLOCATION. Subject to sub. (9), for social services under
10 s. 46.495 (1) (d) and services under s. 51.423 (2), the department shall distribute not
11 more than ~~\$242,078,700~~ \$176,152,900 in each fiscal year.

12 **SECTION 285.** 46.40 (2d) of the statutes is created to read:

13 46.40 (2d) TRANSFER BETWEEN COUNTY ALLOCATIONS. A county department
14 under s. 46.22 or 46.23 may transfer moneys distributed to that county department
15 under this subsection to the allocation of that county department under s. 48.563 (2).
16 This subsection does not apply after December 31, 2014.

17 **SECTION 286.** 46.40 (3) of the statutes is renumbered 48.563 (3) and amended
18 to read:

19 48.563 (3) TRIBAL CHILD CARE. For child care services under 42 USC 9858, the
20 department shall distribute not more than \$412,800 in each fiscal year from the
21 appropriation account under s. ~~20.435 (7)~~ 20.437 (1) (b) to federally recognized
22 American Indian tribes or bands. A tribe or band that receives funding under this
23 subsection shall use that funding to provide child care for an eligible child, as defined
24 in 42 USC 9858n (4).

1 **SECTION 287.** 46.40 (7m) of the statutes is renumbered 48.563 (7m) and
2 amended to read:

3 48.563 (7m) USE BY COUNTY OF COMMUNITY CHILDREN AND FAMILY AIDS FUNDS TO
4 PAY PRIVATE ATTORNEYS FOR CERTAIN PROCEEDINGS ~~UNDER THE CHILDREN'S CODE~~. Upon
5 application by a county department under s. 46.215, 46.22, or 46.23 to the
6 department for permission to use funds allocated to that county department under
7 sub. (2) to employ private counsel for the purposes specified in this subsection and
8 a determination by the department that use of funds for those purposes does not
9 affect any federal grants or federal funding allocated under this section, the
10 department and the county department shall execute a contract authorizing the
11 county department to expend, as agreed upon in the contract, funds allocated to that
12 county department under sub. (2) to permit the county department to employ private
13 counsel to represent the interests of the state or county in proceedings under ~~ch. 48~~
14 this chapter relating to child abuse or neglect cases, unborn child abuse cases,
15 ~~proceedings to terminate, termination of parental rights, and any ch. 48 cases or~~
16 ~~proceedings involving the Indian child welfare act~~ Child Welfare Act, 25 USC 1901
17 to 1963.

18 **SECTION 288.** 46.40 (14m) of the statutes is repealed.

19 **SECTION 289.** 46.45 (2) (a) of the statutes is renumbered 48.565 (2) (a) and
20 amended to read:

21 48.565 (2) (a) Subject to par. (am), if on December 31 of any year there remains
22 unspent or unencumbered in the allocation under s. ~~46.40~~ 48.563 (2) an amount that
23 exceeds the amount received under 42 USC 670 to 679a and allocated under s. ~~46.40~~
24 48.563 (2) in that year, the department shall carry forward the excess moneys and
25 distribute not less than 50% of the excess moneys to counties having a population of

1 less than 500,000 that are making a good faith effort, as determined by the
2 department, to comply with s. 46.22 (1) (c) 8. f. for services and projects to assist
3 children and families, notwithstanding the percentage limit specified in sub. (3) (a).
4 A county shall use not less than 50% of the moneys distributed to the county under
5 this subsection for services for children who are at risk of abuse or neglect to prevent
6 the need for child abuse and neglect intervention services, except that in the calendar
7 year in which a county achieves compliance with s. 46.22 (1) (c) 8. f. and in the 2
8 calendar years after that calendar year the county may use 100% of the moneys
9 distributed under this paragraph to reimburse the department for the costs of
10 achieving that compliance. If a county does not comply with s. 46.22 (1) (c) 8. f. before
11 July 1, 2005, the department may recover any amounts distributed to that county
12 under this paragraph after June 30, 2001, by billing the county or deducting from
13 that county's allocation under s. 46.40 48.563 (2). All moneys received by the
14 department under this paragraph shall be credited to the appropriation account
15 under s. ~~20.435 (3)~~ 20.437 (1) (j).

16 **SECTION 290.** 46.45 (2) (am) of the statutes is renumbered 48.565 (2) (am) and
17 amended to read:

18 48.565 (2) (am) If on December 31 of any year a county is not using the
19 centralized unit contracted for under s. 46.03 48.47 (7) (h) for determining whether
20 the cost of providing care for a child is eligible for reimbursement under 42 USC 670
21 to 679a, the department shall reduce that county's distribution under par. (a) by 50%.

22 **SECTION 291.** 46.45 (2) (b) of the statutes is renumbered 48.565 (2) (b).

23 **SECTION 292.** 46.45 (2) (c) of the statutes is renumbered 48.565 (2) (c) and
24 amended to read:

1 48.565 (2) (c) The department shall credit to the appropriation account under
2 s. ~~20.435 (8) (mb)~~ 20.437 (3) (mp) any moneys carried forward under par. (a), but not
3 distributed to counties, and may expend those moneys as provided in s. 46.46 48.567.

4 **SECTION 293.** 46.45 (3) (a) of the statutes is amended to read:

5 46.45 (3) (a) Except as provided in par. (b), at the request of a county, tribal
6 governing body, or private nonprofit organization, the department shall carry
7 forward up to 3% of the total amount allocated to the county, tribal governing body,
8 or nonprofit organization for a calendar year, not including the amount allocated to
9 the county under s. 46.40 (7), which amount may be carried forward as provided in
10 par. (c). All funds carried forward for a tribal governing body or nonprofit
11 organization, ~~all federal child welfare funds under 42 USC 620 to 626,~~ and all funds
12 allocated under s. 46.40 (2m) carried forward for a county shall be used for the
13 purpose for which the funds were originally allocated. Other funds carried forward
14 under this paragraph may be used for any purpose under s. 20.435 (7) (b), except that
15 a county may not use any funds carried forward under this paragraph for
16 administrative or staff costs. An allocation of carried-forward funding under this
17 paragraph does not affect a county's base allocations under s. 46.40 (2), (2m), (8), and
18 (9).

19 **SECTION 294.** 46.46 (1) of the statutes is amended to read:

20 46.46 (1) From the appropriation account under s. 20.435 (8) (mb), the
21 department shall support costs that are exclusively related to the ongoing and
22 recurring operational costs of augmenting the amount of moneys received under ~~42~~
23 ~~USC 670 to 679a,~~ 42 USC 1395 to 1395ddd, and 42 USC 1396 to 1396v and to any
24 other purpose provided for by the legislature by law or in budget determinations and
25 shall distribute moneys to counties as provided in sub. (1g). In addition, the

480567

sub(2)

1 department may expend moneys from the appropriation account under s. 20.435 (8)
2 (mb) as provided in ~~subs. (1m) and~~ (2). *renumbered 48.567 (1m) and*

Please fix comp.

3 SECTION 295. 46.46 (1m) of the statutes is amended to read:

4 ~~46.46 (1m)~~ In addition to expending moneys from the appropriation account

5 under s. ~~20.435 (8) (mb)~~ ^{20.437 (3) (mp)} for the augmentation activities specified in sub. (1), the

6 department ~~may expend of health and family services~~ ^{plan} may transfer moneys received

7 under 42 USC 1396 to 1396v in reimbursement of the cost of providing targeted case

8 management services to children whose care is not eligible for reimbursement under

9 42 USC 670 to 679a and credited to the appropriation account under s. ~~20.435 (8)~~

10 ~~(mb) to the appropriation account of the department of children and families under~~

11 ~~s. 20.437 (1) (kx), and the department of children and families may use those moneys~~

12 ~~to~~ support the counties' share of implementing the statewide automated child

13 welfare information system under s. 46.22 (1) (c) 8. f. and to provide services to

14 children and families under s. 48.48 (17).

Insert 78-14

15 SECTION 296. 46.481 (intro.) of the statutes is renumbered 48.481 (intro.) and
16 amended to read:

17 48.481 Grants for children's community programs. (intro.) From the
18 appropriation under s. ~~20.435 (3)~~ 20.437 (1) (bc), the department shall distribute the
19 following grants for children's community programs:

20 SECTION 297. 46.481 (1) (title) of the statutes is renumbered 48.481 (1) (title).

21 SECTION 298. 46.481 (1) (a) of the statutes is renumbered 48.481 (1) (a) and
22 amended to read:

23 48.481 (1) (a) The department shall distribute \$497,200 in each fiscal year to
24 counties for the purpose of supplementing payments for the care of an individual who
25 attains age 18 after 1986 and who resided in a foster home, as defined in s. 48.02 (6),

1 or a treatment foster home, ~~as defined in s. 48.02 (17q)~~, for at least 2 years
2 immediately prior to attaining age 18 and, for at least 2 years, received exceptional
3 foster care or treatment foster care payments in order to avoid institutionalization,
4 as provided under rules promulgated by the department, so that the individual may
5 live in a family home or other noninstitutional situation after attaining age 18. No
6 county may use funds provided under this paragraph to replace funds previously
7 used by the county for this purpose.

8 SECTION 299. 46.481 (1) (b) of the statutes is renumbered 48.481 (1) (b).

9 SECTION 300. 46.481 (3) of the statutes is renumbered 48.481 (3).

10 SECTION 301. 46.49 (title) of the statutes is amended to read:

11 46.49 (title) **Allocation of federal funds for community aids and child**
12 **welfare.**

13 SECTION 302. 46.49 (1) of the statutes is amended to read:

14 46.49 (1) ~~Subject to s. 46.40 (1) (b) and (c), if~~ If the department receives
15 unanticipated federal community mental health services block grant funds under 42
16 USC 300x to 300x-9, or federal prevention and treatment of substance abuse block
17 grant funds under 42 USC 300x-21 to 300x-35, ~~or foster care and adoption~~
18 ~~assistance payments under 42 USC 670 to 679a and it~~ if the department proposes to
19 allocate the unanticipated funds so that an allocation limit in s. 46.40 is exceeded,
20 the department shall submit a plan for the proposed allocation to the secretary of
21 administration. If the secretary of administration approves the plan, he or she shall
22 submit it to the joint committee on finance. If the cochairpersons of the committee
23 do not notify the secretary of administration that the committee has scheduled a
24 meeting for the purpose of reviewing the plan within 14 working days after the date
25 of his or her submittal, the department may implement the plan, notwithstanding

1 any allocation limits under s. 46.40. If within 14 working days after the date of the
2 submittal by the secretary of administration the cochairpersons of the committee
3 notify him or her that the committee has scheduled a meeting for the purpose of
4 reviewing the plan, the department may implement the plan, notwithstanding s.
5 46.40, only with the approval of the committee.

6 **SECTION 303.** 46.495 (1) (d) of the statutes is amended to read:

7 46.495 (1) (d) From the appropriations under s. 20.435 (7) (b) and (o), the
8 department shall distribute the funding for social services, ~~including funding for~~
9 ~~foster care, treatment foster care, or subsidized guardianship care of a child on whose~~
10 ~~behalf aid is received under s. 46.261,~~ to county departments under ss. 46.215, 46.22,
11 and 46.23 as provided under s. 46.40. County matching funds are required for the
12 distributions under s. 46.40 (2), (8), and (9) (b). Each county's required match for the
13 distribution under s. 46.40 (2) shall be specified in a schedule established annually
14 by the department of ~~health and family services~~. Each county's required match for
15 the distribution under s. 46.40 (8) for a year equals 9.89% of the total of the county's
16 distributions under s. 46.40 (8) for that year for which matching funds are required
17 plus the amount the county was required by s. 46.26 (2) (c), 1985 stats., to spend for
18 juvenile delinquency-related services from its distribution for 1987. Each county's
19 required match for the distribution under s. 46.40 (9) (b) for a year equals 9.89% of
20 that county's amounts described in s. 46.40 (9) (a) (intro.) for that year. Matching
21 funds may be from county tax levies, federal and state revenue sharing funds, or
22 private donations to the county that meet the requirements specified in s. 51.423 (5).
23 Private donations may not exceed 25% of the total county match. If the county match
24 is less than the amount required to generate the full amount of state and federal
25 funds distributed for this period, the decrease in the amount of state and federal

1 funds equals the difference between the required and the actual amount of county
2 matching funds.

3 **SECTION 304.** 46.51 (title) of the statutes is renumbered 48.986 (title).

4 **SECTION 305.** 46.51 (1) of the statutes is renumbered 48.986 (1) and amended
5 to read:

6 48.986 (1) From the amounts distributed under s. 46.40 ~~48.563~~ (1) for services
7 for children and families, the department shall distribute funds to eligible counties
8 for services related to child abuse and neglect and to unborn child abuse, including
9 child abuse and neglect and unborn child abuse prevention, investigation, and
10 treatment.

11 **SECTION 306.** 46.51 (3) of the statutes is renumbered 48.986 (3).

12 **SECTION 307.** 46.51 (4) of the statutes is renumbered 48.986 (4).

13 **SECTION 308.** 46.51 (5) of the statutes is renumbered 48.986 (5).

14 **SECTION 309.** 46.513 of the statutes is renumbered 48.543 and amended to
15 read:

16 **48.543 Services for children and families.** From the appropriation under
17 s. ~~20.435 (3)~~ 20.437 (1) (bm), the department shall distribute grants to counties in
18 each fiscal year to fund services for children and families. The department shall
19 determine the amount of a county's grant under this section based on the county's
20 proportion of the state's population as last estimated by the department of
21 administration under s. 16.96. The department of ~~health and family services~~ shall
22 distribute the grants under this section in the calendar year after the calendar year
23 in which the amount available for those grants is certified by the department of
24 revenue under s. 77.63 (2).

25 **SECTION 310.** 46.515 (title) of the statutes is renumbered 48.983 (title).

1 **SECTION 311.** 46.515 (1) (intro.) of the statutes is renumbered 48.983 (1)
2 (intro.).

3 **SECTION 312.** 46.515 (1) (a) of the statutes is repealed.

4 **SECTION 313.** 46.515 (1) (b) (intro.) of the statutes is renumbered 48.983 (1) (b)
5 (intro.).

6 **SECTION 314.** 46.515 (1) (b) 1. (intro.) of the statutes is renumbered 48.983 (1)
7 (b) 1. (intro.).

8 **SECTION 315.** 46.515 (1) (b) 1. a. of the statutes is renumbered 48.983 (1) (b) 1.
9 a.

10 **SECTION 316.** 46.515 (1) (b) 1. b. of the statutes is renumbered 48.983 (1) (b) 1.
11 b.

12 **SECTION 317.** 46.515 (1) (b) 1. c. of the statutes is renumbered 48.983 (1) (b) 1.
13 c. and amended to read:

14 48.983 (1) (b) 1. c. A family that includes a person who has contacted a county
15 department, ~~as defined in s. 48.02 (2g),~~ or an Indian tribe that has been awarded a
16 grant under this section or, in a county having a population of 500,000 or more that
17 has been awarded a grant under this section, the department or a licensed child
18 welfare agency under contract with the department requesting assistance to prevent
19 abuse or neglect of a child in the person's family and with respect to which an
20 individual responding to the request has determined that all of the conditions in
21 subd. 2. exist.

22 **SECTION 318.** 46.515 (1) (b) 2. of the statutes is renumbered 48.983 (1) (b) 2.

23 **SECTION 319.** 46.515 (1) (c) of the statutes is repealed.

24 **SECTION 320.** 46.515 (1) (cm) of the statutes is renumbered 48.983 (1) (cm).

25 **SECTION 321.** 46.515 (1) (d) of the statutes is renumbered 48.983 (1) (d).

1 **SECTION 322.** 46.515 (1) (e) of the statutes is renumbered 48.983 (1) (e).

2 **SECTION 323.** 46.515 (1) (f) of the statutes is renumbered 48.983 (1) (f).

3 **SECTION 324.** 46.515 (1) (g) of the statutes is renumbered 48.983 (1) (g).

4 **SECTION 325.** 46.515 (1) (h) of the statutes is renumbered 48.983 (1) (h).

5 **SECTION 326.** 46.515 (1) (i) of the statutes is repealed.

6 **SECTION 327.** 46.515 (1) (j) of the statutes is repealed.

7 **SECTION 328.** 46.515 (2) of the statutes is renumbered 48.983 (2) and amended
8 to read:

9 48.983 (2) FUNDS PROVIDED. If a county or Indian tribe applies and is selected
10 by the department under sub. (5) to participate in the program under this section,
11 the department shall award, from the appropriation under s. ~~20.435 (5)~~ 20.437 (2)
12 (ab), a grant annually to be used only for the purposes specified in sub. (4) (a) and
13 (am). The minimum amount of a grant is \$10,000. The department shall determine
14 the amount of a grant awarded to a county, other than a county with a population of
15 500,000 or more, or Indian tribe in excess of the minimum amount based on the
16 number of births that are funded by medical assistance under subch. IV of ch. 49 in
17 that county or the reservation of that Indian tribe in proportion to the number of
18 births that are funded by medical assistance under subch. IV of ch. 49 in all of the
19 counties and the reservations of all of the Indian tribes to which grants are awarded
20 under this section. The department shall determine the amount of a grant awarded
21 to a county with a population of 500,000 or more in excess of the minimum amount
22 based on 60% of the number of births that are funded by medical assistance under
23 subch. IV of ch. 49 in that county in proportion to the number of births that are
24 funded by medical assistance under subch. IV of ch. 49 in all of the counties and the

1 reservations of all of the Indian tribes to which grants are awarded under this
2 section.

3 **SECTION 329.** 46.515 (3) (title) of the statutes is repealed.

4 **SECTION 330.** 46.515 (3) (a) of the statutes is repealed.

5 **SECTION 331.** 46.515 (3) (b) of the statutes is renumbered 48.983 (3).

6 **SECTION 332.** 46.515 (4) of the statutes is renumbered 48.983 (4).

7 **SECTION 333.** 46.515 (5) of the statutes is renumbered 48.983 (5) and amended
8 to read:

9 48.983 (5) SELECTION OF COUNTIES AND INDIAN TRIBES. The department shall
10 provide competitive application procedures for selecting counties and Indian tribes
11 for participation in the program under this section. The department shall establish
12 a method for ranking applicants for selection based on the quality of their
13 applications. In ranking the applications submitted by counties, the department
14 shall give favorable consideration to a county that has indicated under sub. (6) (d)
15 2. that it is willing to use a portion of any moneys distributed to the county under s.
16 ~~46.45~~ 48.565 (2) (a) to provide case management services to a medical assistance
17 beneficiary under s. 49.45 (25) (am) 9. who is a case or who is a member of a family
18 that is a case and that has explained under sub. (6) (d) 2. how the county plans to use
19 that portion of those moneys to promote the provision of those services for the case
20 by using a wraparound process so as to provide those services in a flexible,
21 comprehensive and individualized manner in order to reduce the necessity for
22 court-ordered services. The department shall also provide application requirements
23 and procedures for the renewal of a grant awarded under this section. The
24 application procedures and the renewal application requirements and procedures
25 shall be clear and understandable to the applicants. The department need not

1 promulgate as rules under ch. 227 the application procedures, the renewal
2 application requirements or procedures or the method for ranking applicants
3 established under this subsection.

4 **SECTION 334.** 46.515 (6) (intro.) of the statutes is renumbered 48.983 (6)
5 (intro.).

6 **SECTION 335.** 46.515 (6) (a) of the statutes is renumbered 48.983 (6) (a).

7 **SECTION 336.** 46.515 (6) (b) of the statutes is renumbered 48.983 (6) (b).

8 **SECTION 337.** 46.515 (6) (c) of the statutes is renumbered 48.983 (6) (c).

9 **SECTION 338.** 46.515 (6) (d) (title) of the statutes is renumbered 48.983 (6) (d)
10 (title).

11 **SECTION 339.** 46.515 (6) (d) 1. of the statutes is renumbered 48.983 (6) (d) 1.

12 **SECTION 340.** 46.515 (6) (d) 2. of the statutes is renumbered 48.983 (6) (d) 2. and
13 amended to read:

14 48.983 (6) (d) 2. The applicant indicates in the grant application whether the
15 applicant is willing to use a portion of any moneys distributed to the applicant under
16 s. ~~46.45~~ 48.565 (2) (a) to provide case management services to a medical assistance
17 beneficiary under s. 49.45 (25) (am) 9. who is a case or who is a member of a family
18 that is a case. If the applicant is so willing, the applicant shall explain how the
19 applicant plans to use that portion of those moneys to promote the provision of those
20 services for the case by using a wraparound process so as to provide those services
21 in a flexible, comprehensive and individualized manner in order to reduce the
22 necessity for court-ordered services.

23 **SECTION 341.** 46.515 (6) (e) of the statutes is renumbered 48.983 (6) (e).

24 **SECTION 342.** 46.515 (6g) of the statutes is renumbered 48.983 (6g).

1 **SECTION 343.** 46.515 (6m) of the statutes is renumbered 48.983 (6m) and
2 amended to read:

3 **48.983 (6m) NOTIFICATION OF PARENT PRIOR TO MAKING ABUSE OR NEGLECT REPORT.**

4 If a person who is providing services under a home visitation program under sub. (4)
5 (b) 1. determines that he or she is required or permitted to make a report under s.
6 48.981 (2) about a child in a family to which the person is providing those services,
7 the person shall, prior to making the report under s. 48.981 (2), make a reasonable
8 effort to notify the child's parent that a report under s. 48.981 (2) will be made and
9 to encourage the parent to contact a county department ~~under s. 46.22 or 46.23~~ to
10 request assistance. The notification requirements under this subsection do not affect
11 the reporting requirements under s. 48.981 (2).

12 **SECTION 344.** 46.515 (6r) of the statutes is renumbered 48.983 (6r).

13 **SECTION 345.** 46.515 (7) of the statutes is renumbered 48.983 (7).

14 **SECTION 346.** 46.515 (8) of the statutes is renumbered 48.983 (8).

15 **SECTION 347.** 46.75 (title) of the statutes is renumbered 49.171 (title).

16 **SECTION 348.** 46.75 (1) of the statutes is renumbered 49.171 (1).

17 **SECTION 349.** 46.75 (2) (title) of the statutes is renumbered 49.171 (2) (title).

18 **SECTION 350.** 46.75 (2) (a) of the statutes is renumbered 49.171 (2) (a) and
19 amended to read:

20 **49.171 (2) (a)** From the appropriation under s. ~~20.435 (5)~~ 20.437 (2) (dn), the
21 department shall award grants to agencies to operate food distribution programs
22 that qualify for participation in the emergency food assistance program under P.L.
23 98-8, as amended.

24 **SECTION 351.** 46.75 (2) (b) of the statutes is renumbered 49.171 (2) (b).

25 **SECTION 352.** 46.75 (3) of the statutes is renumbered 49.171 (3).

1 **SECTION 353.** 46.76 of the statutes is renumbered 49.172.

2 **SECTION 354.** 46.766 of the statutes is repealed.

3 **SECTION 355.** 46.77 of the statutes is renumbered 49.1715 and amended to
4 read:

5 **49.1715 Food distribution administration.** From the appropriation under
6 s. ~~20.435 (5)~~ 20.437 (2) (dn), the department shall allocate funds to eligible recipient
7 agencies, as defined in the emergency food assistance act, P.L. 98-8, section 201A,
8 as amended, for the storage, transportation, and distribution of commodities
9 provided under the hunger prevention act of 1988, P.L. 100-435, as amended.

10 **SECTION 356.** 46.95 (title) of the statutes is renumbered 49.165 (title).

11 **SECTION 357.** 46.95 (1) of the statutes is renumbered 49.165 (1).

12 **SECTION 358.** 46.95 (2) (title) of the statutes is renumbered 49.165 (2) (title).

13 **SECTION 359.** 46.95 (2) (a) of the statutes is renumbered 49.165 (2) (a) and
14 amended to read:

15 49.165 (2) (a) The secretary shall make grants from the appropriations under
16 s. ~~20.435 (3)~~ 20.437 (1) (cd) and (hh) to organizations for the provision of any of the
17 services specified in sub. (1) (d). Grants may be made to organizations which have
18 provided those domestic abuse services in the past or to organizations which propose
19 to provide those services in the future. No grant may be made to fund services for
20 child or unborn child abuse or abuse of elderly persons.

21 **SECTION 360.** 46.95 (2) (b) of the statutes is renumbered 49.165 (2) (b).

22 **SECTION 361.** 46.95 (2) (c) of the statutes is renumbered 49.165 (2) (c).

23 **SECTION 362.** 46.95 (2) (d) of the statutes is renumbered 49.165 (2) (d).

24 **SECTION 363.** 46.95 (2) (e) of the statutes is renumbered 49.165 (2) (e).

1 **SECTION 364.** 46.95 (2) (f) (intro.) of the statutes is renumbered 49.165 (2) (f)
2 (intro.) and amended to read:

3 49.165 (2) (f) (intro.) From the appropriations under s. ~~20.435 (3)~~ 20.437 (1) (cd)
4 and (hh), the department shall do all of the following:

5 **SECTION 365.** 46.95 (2) (f) 1. of the statutes is renumbered 49.165 (2) (f) 1.

6 **SECTION 366.** 46.95 (2) (f) 5. of the statutes is renumbered 49.165 (2) (f) 5.

7 **SECTION 367.** 46.95 (2) (f) 6. of the statutes is renumbered 49.165 (2) (f) 6.

8 **SECTION 368.** 46.95 (2) (f) 7. of the statutes is renumbered 49.165 (2) (f) 7.

9 **SECTION 369.** 46.95 (2) (f) 8. of the statutes is renumbered 49.165 (2) (f) 8.

10 **SECTION 370.** 46.95 (2) (f) 9. of the statutes is renumbered 49.165 (2) (f) 9.

11 **SECTION 371.** 46.95 (2) (f) 10. of the statutes is renumbered 49.165 (2) (f) 10.

12 **SECTION 372.** 46.95 (2m) of the statutes is renumbered 49.165 (2m).

13 **SECTION 373.** 46.95 (3) of the statutes is renumbered 49.165 (3).

14 **SECTION 374.** 46.95 (4) of the statutes is renumbered 49.165 (4).

15 **SECTION 375.** 46.99 (title) of the statutes is renumbered 48.545 (title).

16 **SECTION 376.** 46.99 (1) of the statutes is renumbered 48.545 (1).

17 **SECTION 377.** 46.99 (2) (title) of the statutes is renumbered 48.545 (2) (title).

18 **SECTION 378.** 46.99 (2) (a) (intro.) of the statutes is renumbered 48.545 (2) (a)
19 (intro.) and amended to read:

20 48.545 (2) (a) (intro.) From the appropriations under s. ~~20.435 (3)~~ 20.437 (1) (eg)
21 and (nL), the department shall distribute \$2,125,200 in each fiscal year to applying
22 nonprofit corporations and public agencies operating in a county having a population
23 of 500,000 or more and \$1,199,300 in each fiscal year to applying county departments
24 under s. 46.22, 46.23, 51.42, or 51.437 operating in counties other than a county

1 having a population of 500,000 or more to provide programs to accomplish all of the
2 following:

3 **SECTION 379.** 46.99 (2) (a) 1. of the statutes is renumbered 48.545 (2) (a) 1.

4 **SECTION 380.** 46.99 (2) (a) 2. of the statutes is renumbered 48.545 (2) (a) 2.

5 **SECTION 381.** 46.99 (2) (a) 3. of the statutes is renumbered 48.545 (2) (a) 3.

6 **SECTION 382.** 46.99 (2) (a) 4. of the statutes is renumbered 48.545 (2) (a) 4.

7 **SECTION 383.** 46.99 (2) (a) 5. of the statutes is renumbered 48.545 (2) (a) 5.

8 **SECTION 384.** 46.99 (2) (b) of the statutes is renumbered 48.545 (2) (b).

9 **SECTION 385.** 46.99 (3) of the statutes is renumbered 48.545 (3).

10 **SECTION 386.** 46.995 (title) of the statutes is renumbered 48.487 (title).

11 **SECTION 387.** 46.995 (1m) of the statutes is renumbered 48.487 (1m) and
12 amended to read:

13 48.487 (1m) TRIBAL ADOLESCENT SERVICES ALLOCATION. From the appropriation
14 account under s. ~~20.435 (3)~~ 20.437 (1) (eg), the department may allocate \$210,000 in
15 each fiscal year to provide the grants specified in subs. (2), (3) (b), and (4m) (b).

16 **SECTION 388.** 46.995 (2) of the statutes is renumbered 48.487 (2).

17 **SECTION 389.** 46.995 (3) of the statutes is renumbered 48.487 (3).

18 **SECTION 390.** 46.995 (4m) of the statutes is renumbered 48.487 (4m).

19 **SECTION 391.** 46.997 (title) of the statutes is renumbered 48.647 (title).

20 **SECTION 392.** 46.997 (1) of the statutes is renumbered 48.647 (1).

21 **SECTION 393.** 46.997 (2) (title) of the statutes is renumbered 48.647 (2) (title).

22 **SECTION 394.** 46.997 (2) (a) of the statutes is renumbered 48.647 (2) (a) and
23 amended to read:

24 48.647 (2) (a) From the appropriation under s. ~~20.435 (3)~~ 20.437 (1) (f), the
25 department shall distribute not more than \$0 in each fiscal year as grants to private

1 agencies to provide 2nd-chance homes and related services to eligible persons who
2 are placed under s. 48.63 (5) in 2nd-chance homes operated by those private
3 agencies. A private agency that is awarded a grant under this paragraph may use
4 the amount awarded under the grant to provide care and maintenance to eligible
5 persons who are placed under s. 48.63 (5) in a 2nd-chance home operated by the
6 private agency; provide services, including the services specified in sub. (3), to
7 eligible persons who currently are or formerly were placed under s. 48.63 (5) in the
8 2nd-chance home, to the children and families of those eligible persons, and to the
9 noncustodial parents of the children of those eligible persons; and, in the first year
10 of the grant period, pay for the start-up costs, other than capital costs, of the private
11 agency's program funded under this paragraph.

12 **SECTION 395.** 46.997 (2) (b) of the statutes is renumbered 48.647 (2) (b) and
13 amended to read:

14 48.647 (2) (b) ~~The department of health and family services~~ shall award the
15 grants under par. (a) on a competitive basis and according to request-for-proposal
16 procedures that the department of health and family services shall prescribe in
17 consultation with ~~the department of workforce development~~, local health
18 departments, as defined in s. 250.01 (4), and other providers of services to eligible
19 persons. Those request-for-proposal procedures shall include a requirement that
20 a private agency that applies for a grant under par. (a) include in its grant application
21 proof that the private agency has the cultural competency to provide services under
22 the grant to persons and families in the various cultures in the private agency's
23 target population and that cultural competency is incorporated in the private
24 agency's policies, administration, and practices. In awarding the grants under par.
25 (a), the department of ~~health and family services~~ shall consider the need for those

1 grants to be distributed both on a statewide basis and in the areas of the state with
2 the greatest need for 2nd-chance homes and the need to provide placements for
3 children who are voluntarily placed in a 2nd-chance home as well as for children who
4 are placed in a 2nd-chance home by court order.

5 **SECTION 396.** 46.997 (2) (c) of the statutes is renumbered 48.647 (2) (c).

6 **SECTION 397.** 46.997 (2) (d) of the statutes is renumbered 48.647 (2) (d).

7 **SECTION 398.** 46.997 (2) (e) of the statutes is renumbered 48.647 (2) (e).

8 **SECTION 399.** 46.997 (3) of the statutes is renumbered 48.647 (3).

9 **SECTION 400.** 46.997 (4) of the statutes is renumbered 48.647 (4) and amended
10 to read:

11 48.647 (4) EVALUATION. From the appropriation under s. ~~20.435 (3)~~ 20.437 (1)
12 (f), the department shall conduct or shall select an evaluator to conduct an evaluation
13 of the grant program under this section and, by June 1 of the 3rd calendar year
14 beginning after the year in which the first grant under this section is awarded, shall
15 submit a report on that evaluation to the governor and to the appropriate standing
16 committees under s. 13.172 (3). The evaluation shall measure the economic
17 self-sufficiency, parenting skills, independent living skills, and life choice
18 decision-making skills of the eligible persons who received services under the
19 program and any other criteria that the department determines to be appropriate for
20 evaluation.

21 **SECTION 401.** 48.01 (1) (h) of the statutes is created to read:

22 48.01 (1) (h) To provide a just and humane program of services to nonmarital
23 children, children and unborn children in need of protection or services, and the
24 expectant mothers of those unborn children; to avoid duplication and waste of effort

1 and money on the part of public and private agencies; and to coordinate and integrate
2 a program of services to children and families.

3 **SECTION 402.** 48.02 (4) of the statutes is amended to read:

4 48.02 (4) "Department" means the department of ~~health and family services~~
5 children and families.

6 **SECTION 403.** 48.02 (16) of the statutes is created to read:

7 48.02 (16) "Secretary" means the secretary of children and families.

8 **SECTION 404.** 48.06 (4) of the statutes is amended to read:

9 48.06 (4) STATE AID. State aid to any county for court services under this section
10 shall be at the same net effective rate that each county is reimbursed for county
11 administration under s. ~~46.495~~ 48.569. Counties having a population of less than
12 500,000 may use funds received under s. ~~46.495~~ 48.569 (1) (d), including county or
13 federal revenue sharing funds allocated to match funds received under s. ~~46.495~~
14 48.569 (1) (d), for the cost of providing court attached intake services in amounts not
15 to exceed 50% of the cost of providing court attached intake services or \$30,000 per
16 county per calendar year, whichever is less.

17 **SECTION 405.** 48.275 (2) (d) 2. of the statutes is amended to read:

18 48.275 (2) (d) 2. In a county having a population of 500,000 or more,
19 reimbursement payments shall be made to the clerk of courts of the county where the
20 proceedings took place. Each payment shall be transmitted to the secretary of
21 administration, who shall deposit the amount paid in the general fund and credit
22 25% of the amount paid to the appropriation account under s. ~~20.435 (3)~~ 20.437 (1)
23 (gx) and the remainder to the appropriation account under s. 20.550 (1) (L).

24 **SECTION 406.** 48.30 (6) (b) of the statutes is amended to read:

1 48.30 (6) (b) If it appears to the court that disposition of the case may include
2 placement of the child outside the child's home, the court shall order the child's
3 parent to provide a statement of income, assets, debts, and living expenses to the
4 court or the designated agency under s. 48.33 (1) at least 5 days before the scheduled
5 date of the dispositional hearing or as otherwise ordered by the court. The clerk of
6 court shall provide, without charge, to any parent ordered to provide a statement of
7 income, assets, debts, and living expenses a document setting forth the percentage
8 standard established by the department of ~~workforce development~~ under s. 49.22 (9)
9 and the manner of its application established by the department of ~~health and family~~
10 ~~services~~ under s. ~~46.247~~ 49.345 (14) (g) and listing the factors that a court may
11 consider under s. ~~46.10~~ 49.345 (14) (c).

12 **SECTION 407.** 48.31 (7) (b) of the statutes is amended to read:

13 48.31 (7) (b) If it appears to the court that disposition of the case may include
14 placement of the child outside the child's home, the court shall order the child's
15 parent to provide a statement of income, assets, debts, and living expenses to the
16 court or the designated agency under s. 48.33 (1) at least 5 days before the scheduled
17 date of the dispositional hearing or as otherwise ordered by the court. The clerk of
18 court shall provide, without charge, to any parent ordered to provide a statement of
19 income, assets, debts, and living expenses a document setting forth the percentage
20 standard established by the department of ~~workforce development~~ under s. 49.22 (9)
21 and the manner of its application established by the department of ~~health and family~~
22 ~~services~~ under s. ~~46.247~~ 49.345 (14) (g) and listing the factors that a court may
23 consider under s. ~~46.10~~ 49.345 (14) (c).

24 **SECTION 408.** 48.33 (4m) (intro.) of the statutes is amended to read:

1 48.33 (4m) SUPPORT RECOMMENDATIONS; INFORMATION TO PARENTS. (intro.) In
2 making a recommendation for an amount of child support under sub. (4), the agency
3 shall consider the factors that the court considers under s. 46.10 49.345 (14) (c) for
4 deviation from the percentage standard. Prior to the dispositional hearing under s.
5 48.335, the agency shall provide the child's parent with all of the following:

6 **SECTION 409.** 48.33 (4m) (b) of the statutes is amended to read:

7 48.33 (4m) (b) A written explanation of how the parent may request that the
8 court modify the amount of child support under s. 46.10 49.345 (14) (c).

9 **SECTION 410.** 48.357 (5m) (a) of the statutes is amended to read:

10 48.357 (5m) (a) If a proposed change in placement changes a child's placement
11 from a placement in the child's home to a placement outside the child's home, the
12 court shall order the child's parent to provide a statement of income, assets, debts
13 and living expenses to the court or the person or agency primarily responsible for
14 implementing the dispositional order by a date specified by the court. The clerk of
15 court shall provide, without charge, to any parent ordered to provide a statement of
16 income, assets, debts, and living expenses a document setting forth the percentage
17 standard established by the department of ~~workforce development~~ under s. 49.22 (9)
18 and the manner of its application established by the department of ~~health and family~~
19 ~~services~~ under s. 46.247 49.345 (14) (g) and listing the factors that a court may
20 consider under s. 46.10 49.345 (14) (c). If the child is placed outside the child's home,
21 the court shall determine the liability of the parent in the manner provided in s. 46.10
22 49.345 (14).

23 **SECTION 411.** 48.36 (1) (a) of the statutes is amended to read:

24 48.36 (1) (a) If legal custody is transferred from the parent or guardian or the
25 court otherwise designates an alternative placement for the child by a disposition

1 made under s. 48.345 or by a change in placement under s. 48.357, the duty of the
2 parent or guardian or, in the case of a transfer of guardianship and custody under
3 s. 48.839 (4), the duty of the former guardian to provide support shall continue even
4 though the legal custodian or the placement designee may provide the support. A
5 copy of the order transferring custody or designating alternative placement for the
6 child shall be submitted to the agency or person receiving custody or placement and
7 the agency or person may apply to the court for an order to compel the parent or
8 guardian to provide the support. Support payments for residential services, when
9 purchased or otherwise funded or provided by the department or a county
10 department under s. 46.22, 46.23, 51.42 or 51.437, shall be determined under s. 46.10
11 49.345 (14). Support payments for residential services, when purchased or otherwise
12 funded by the department of health and family services or a county department
13 under s. 51.42 or 51.437, shall be determined under s. 46.10 (14).

14 **SECTION 412.** 48.36 (1) (b) of the statutes is amended to read:

15 48.36 (1) (b) In determining the amount of support under par. (a), the court may
16 consider all relevant financial information or other information relevant to the
17 parent's earning capacity, including information reported under s. 49.22 (2m) to the
18 department of ~~workforce development~~ or the county child support agency under s.
19 59.53 (5). If the court has insufficient information with which to determine the
20 amount of support, the court shall order the child's parent to furnish a statement of
21 income, assets, debts, and living expenses, if the parent has not already done so, to
22 the court within 10 days after the court's order transferring custody or designating
23 an alternative placement is entered or at such other time as ordered by the court.

24 **SECTION 413.** 48.36 (2) of the statutes is amended to read:

1 48.36 (2) If an expectant mother or a child whose legal custody has not been
2 taken from a parent or guardian is given educational and social services, or medical,
3 psychological or psychiatric treatment by order of the court, the cost of those services
4 or that treatment, if ordered by the court, shall be a charge upon the county in a
5 county having a population of less than 500,000 or the department in a county having
6 a population of 500,000 or more. This section does not prevent recovery of reasonable
7 contribution toward the costs from the parent or guardian of the child or from an
8 adult expectant mother as the court may order based on the ability of the parent,
9 guardian or adult expectant mother to pay. This subsection shall be subject to s.
10 ~~46.03 (18)~~ 49.32 (1).

11 **SECTION 414.** 48.361 (2) (c) of the statutes is amended to read:

12 48.361 (2) (c) Payment for alcohol and other drug abuse services by a county
13 department under this section does not prohibit the county department from
14 contracting with another county department or approved treatment facility for the
15 provision of alcohol and other drug abuse services. Payment by the county under this
16 section does not prevent recovery of reasonable contribution toward the costs of the
17 court-ordered alcohol and other drug abuse services from the parent or adult
18 expectant mother which is based upon the ability of the parent or adult expectant
19 mother to pay. This subsection is subject to s. ~~46.03 (18)~~ 49.32 (1).

20 **SECTION 415.** 48.362 (4) (c) of the statutes is amended to read:

21 48.362 (4) (c) A county department that pays for court-ordered special
22 treatment or care under par. (a) may recover from the parent or adult expectant
23 mother, based on the ability of the parent or adult expectant mother to pay, a
24 reasonable contribution toward the costs of the court-ordered special treatment or
25 care. This paragraph is subject to s. ~~46.03 (18)~~ 49.32 (1).