

1 *-0841/5.4* SECTION 1342. 48.685 (2) (c) of the statutes is created to read:

2 48.685 (2) (c) 1. If the person who is the subject of the search under par. (am)

3 is seeking an initial license to operate a foster home or treatment foster home or is

4 seeking relicensure after a break in licensure, the department, county department,

5 or child welfare agency shall request under 42 USC 16962 (b) a fingerprint-based

6 check of the national crime information databases, as defined in 28 USC 534 (f) (3)

7 (A). The department, county department, or child welfare agency may release any

8 information obtained under this subdivision only as permitted under 42 USC 16962

9 (e).

10 2. If the person who is the subject of the search under par. (am) is seeking a

11 license to operate a foster home or treatment foster home or is an adult nonclient

12 resident of the foster home or treatment foster home and if the person is not, or at

13 any time within the 5 years preceding the date of the search has not been, a resident

14 of this state, the department, county department, or child welfare agency shall check

15 any child abuse or neglect registry maintained by any state or other U.S. jurisdiction

16 in which the person is a resident or was a resident within those 5 years for

17 information that is equivalent to the information specified in par. (am) 4. The

18 department, county department, or child welfare agency may not use any

19 information obtained under this subdivision for any purpose other than a search of

20 the person's background under par. (am).

21 *-0841/5.5* SECTION 1343. 48.685 (3) (a) of the statutes is amended to read:

22 48.685 (3) (a) Every 4 years or at any time within that period that the

23 department, a county department, a child welfare agency, or a school board considers

24 appropriate, the department, county department, child welfare agency, or school

25 board shall request the information specified in sub. (2) (am) 1. to 5. for all persons

1 caregivers specified in sub. (1) (ag) 1. b. who are licensed, certified, or contracted to
2 operate an entity, for all persons who are nonclient residents of an entity such a
3 caregiver, and for all persons under 18 years of age, but not under 12 years of age,
4 who are caregivers of a day care center that is licensed under s. 48.65 or established
5 or contracted for under s. 120.13 (4) or of a day care provider that is certified under
6 s. 48.651.

7 ***-0841/5.6* SECTION 1344.** 48.685 (3) (b) of the statutes is amended to read:

8 48.685 (3) (b) Every 4 years or at any time within that period that an entity
9 considers appropriate, the entity shall request the information specified in sub. (2)
10 (b) 1. a. to e. for all persons who are caregivers specified in sub. (1) (ag) 1. a. of the
11 entity other than persons under 18 years of age, but not under 12 years of age, who
12 are caregivers of a day care center that is licensed under s. 48.65 or established or
13 contracted for under s. 120.13 (14) or of a day care provider that is certified under s.
14 48.651.

15 ***-0841/5.7* SECTION 1345.** 48.685 (4m) (b) (intro.) of the statutes is amended
16 to read:

17 48.685 (4m) (b) (intro.) Notwithstanding s. 111.335, and except as provided in
18 sub. (5), an entity may not employ or contract with a caregiver specified in sub. (1)
19 (ag) 1. a. or permit a nonclient resident to reside at the entity if the entity knows or
20 should have known any of the following:

21 ***-0841/5.8* SECTION 1346.** 48.685 (5) (a) of the statutes is amended to read:

22 48.685 (5) (a) The Subject to par. (bm), the department may license to operate
23 an entity, a county department may certify under s. 48.651, a county department or
24 a child welfare agency may license under s. 48.62 and a school board may contract
25 with under s. 120.13 (14) a person who otherwise may not be licensed, certified or

1 contracted with for a reason specified in sub. (4m) (a) 1. to 5., and an entity may
2 employ, contract with, or permit to reside at the entity a person who otherwise may
3 not be employed, contracted with, or permitted to reside at the entity for a reason
4 specified in sub. (4m) (b) 1. to 5., if the person demonstrates to the department, the
5 county department, the child welfare agency, or the school board or, in the case of an
6 entity that is located within the boundaries of a reservation, to the person or body
7 designated by the tribe under sub. (5d) (a) 3., by clear and convincing evidence and
8 in accordance with procedures established by the department by rule or by the tribe
9 that he or she has been rehabilitated.

10 ***-0841/5.9* SECTION 1347.** 48.685 (5) (bm) (intro.) of the statutes is amended
11 to read:

12 48.685 (5) (bm) (intro.) For purposes of licensing a foster home or treatment
13 foster home for the placement of a child on whose behalf foster care maintenance
14 payments under s. 48.62 (4) will be provided, no person who has been convicted of
15 any of the following offenses may be permitted to demonstrate that he or she has been
16 rehabilitated:

17 ***-1261/5.495* *-1261/P3.433* SECTION 1348.** 48.685 (5c) (a) of the statutes
18 is amended to read:

19 48.685 (5c) (a) Any person who is permitted but fails under sub. (5) (a) to
20 demonstrate to the department or a child welfare agency that he or she has been
21 rehabilitated may appeal to the secretary of health and family services or his or her
22 designee. Any person who is adversely affected by a decision of the secretary or his
23 or her designee under this paragraph has a right to a contested case hearing under
24 ch. 227.

25 ***-1261/5.496* SECTION 1349.** 48.685 (8) of the statutes is amended to read:

1 48.685 (8) The department, the department of health and family services, a
2 county department, a child welfare agency, or a school board may charge a fee for
3 obtaining the information required under sub. (2) (am) or (3) (a) or for providing
4 information to an entity to enable the entity to comply with sub. (2) (b) 1. or (3) (b).
5 The fee may not exceed the reasonable cost of obtaining the information. No fee may
6 be charged to a nurse's assistant, as defined in s. 146.40 (1) (d), for obtaining or
7 maintaining information if to do so would be inconsistent with federal law.

8 *~~-1261/5.497*~~ *~~-1261/P3.434*~~ SECTION 1350. 48.715 (6) of the statutes is
9 amended to read:

10 48.715 (6) The department of ~~health and family services~~ shall deny, suspend,
11 restrict, refuse to renew, or otherwise withhold a license under s. 48.66 (1) (a) or a
12 probationary license under s. 48.69 to operate a child welfare agency, group home,
13 shelter care facility, or day care center, and the department of corrections shall deny,
14 suspend, restrict, refuse to renew, or otherwise withhold a license under s. 48.66 (1)
15 (b) to operate a secured residential care center for children and youth, for failure of
16 the applicant or licensee to pay court-ordered payments of child or family support,
17 maintenance, birth expenses, medical expenses, or other expenses related to the
18 support of a child or former spouse or for failure of the applicant or licensee to comply,
19 after appropriate notice, with a subpoena or warrant issued by the department of
20 workforce development or a county child support agency under s. 59.53 (5) and
21 related to paternity or child support proceedings, as provided in a memorandum of
22 understanding entered into under s. 49.857. Notwithstanding s. 48.72, an action
23 taken under this subsection is subject to review only as provided in the memorandum
24 of understanding entered into under s. 49.857 and not as provided in s. 48.72.

1 *-1261/5.498*-1261/P3.435* SECTION 1351. 48.743 of the statutes is created
2 to read:

3 **48.743 Community living arrangements for children.** (1) In this section,
4 “community living arrangement for children” means a residential care center for
5 children and youth or a group home.

6 (2) Community living arrangements for children shall be subject to the same
7 building and housing ordinances, codes, and regulations of the municipality or
8 county as similar residences located in the area in which the facility is located.

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

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

24 (5) If a community living arrangement for children is required to obtain special
25 zoning permission, as defined in s. 59.69 (15) (g), the department shall, at the request

1 of the unit of government responsible for granting the special zoning permission,
2 inspect the proposed facility and review the program proposed for the facility. After
3 such inspection and review, the department shall transmit to the unit of government
4 responsible for granting the special zoning permission a statement that the proposed
5 facility and its proposed program have been examined and are either approved or
6 disapproved by the department.

7 ***-1261/5.499* *-1261/P3.436* SECTION 1352.** 48.745 (5) of the statutes is
8 amended to read:

9 48.745 (5) If the county department designates the department to receive
10 formal complaints, the subunit under s. 46.03 (22) (e) 48.743 (3) shall receive the
11 complaints and the department shall have all the powers and duties granted to the
12 county department in this section.

13 ***-0261/6.22* SECTION 1353.** 48.75 (1g) (c) 1. of the statutes is amended to read:

14 48.75 (1g) (c) 1. A statement that the public licensing agency issuing the license
15 is responsible has placement and care responsibility for the child as required under
16 42 USC 672 (a) (2) and has primary responsibility for providing services to the child
17 who is placed in the foster home, as specified in the agreement.

18 ***-1261/5.500* SECTION 1354.** 48.75 (1m) of the statutes is amended to read:

19 48.75 (1m) Each child welfare agency and public licensing agency shall provide
20 the subunit of the department that administers s. 48.685 of health and family
21 services with information about each person who is denied a license for a reason
22 specified in s. 48.685 (4m) (a) 1. to 5.

23 ***-1261/5.501* *-1261/P3.437* SECTION 1355.** 48.78 (2) (h) of the statutes is
24 amended to read:

1 48.78 (2) (h) Paragraph (a) does not prohibit the department, a county
2 department, or a licensed child welfare agency from entering the content of any
3 record kept or information received by the department, county department, or
4 licensed child welfare agency into the statewide automated child welfare
5 information system established under s. ~~46.03~~ 48.47 (7g).

6 *~~1261/5.502~~* *~~1261/P3.438~~* **SECTION 1356.** 48.839 (1) (d) of the statutes is
7 amended to read:

8 48.839 (1) (d) If custody of the child is transferred under sub. (4) (b) to a county
9 department or child welfare agency before the child is adopted, the department shall
10 periodically bill the guardian and the surety under s. ~~46.03 (18) (b) or 46.10~~ 49.32 (1)
11 (b) or 49.345 for the cost of care and maintenance of the child until the child is adopted
12 or becomes age 18, whichever is earlier. The guardian and surety shall also be liable
13 under the bond for costs incurred by the department in enforcing the bond against
14 the guardian and surety.

15 *~~1261/5.503~~* *~~1261/P3.439~~* **SECTION 1357.** 48.839 (1) (e) of the statutes is
16 amended to read:

17 48.839 (1) (e) This section does not preclude the department or any other
18 agency given custody of a child under sub. (4) (b) from collecting under s. ~~46.03 (18)~~
19 (b) or 46.10 49.32 (1) (b) or 49.345 from the former guardian for costs in excess of the
20 amount recovered under the bond incurred in enforcing the bond and providing care
21 and maintenance for the child until he or she reaches age 18 or is adopted.

22 *~~0841/5.10~~* **SECTION 1358.** 48.88 (2) (am) of the statutes is created to read:

23 48.88 (2) (am) 1. If the petitioner was required to obtain an initial license to
24 operate a foster home or treatment foster home before placement of the child for
25 adoption or relicensure after a break in licensure, the agency making the

1 investigation shall obtain a criminal history search from the records maintained by
2 the department of justice and request under 42 USC 16962 (b) a fingerprint-based
3 check of the national crime information databases, as defined in 28 USC 534 (f) (3)
4 (A), with respect to the petitioner. The agency may release any information obtained
5 under this subdivision only as permitted under 42 USC 16962 (e). In the case of a
6 child on whose behalf adoption assistance payments will be provided under s. 48.975,
7 if the petitioner has been convicted of any of the offenses specified in s. 48.685 (5) (bm)
8 1. to 4., the agency may not report that the petitioner's home is suitable for the child.

9 2. If the petitioner was required to obtain a license to operate a foster home or
10 treatment foster home before placement of the child for adoption, the agency making
11 the investigation shall obtain information maintained by the department regarding
12 any substantiated reports of child abuse or neglect against the petitioner and any
13 other adult residing in the petitioner's home. If the petitioner or other adult residing
14 in the petitioner's home is not, or at any time within the 5 years preceding the date
15 of the search has not been, a resident of this state, the agency shall check any child
16 abuse or neglect registry maintained by any state or other U.S. jurisdiction in which
17 the petitioner or other adult is a resident or was a resident within those 5 years for
18 information that is equivalent to the information maintained by the department
19 regarding substantiated reports of child abuse or neglect. The agency may not use
20 any information obtained under this subdivision for any purpose other than a
21 background search under this subdivision.

22 *-1261/5.504* *-1261/P3.440* SECTION 1359. 48.93 (1d) of the statutes is
23 amended to read:

24 48.93 (1d) All records and papers pertaining to an adoption proceeding shall
25 be kept in a separate locked file and may not be disclosed except under sub. (1g) or

1 (1r), s. 46.03 (29), 48.432, 48.433, 48.434, 48.48 (17) (a) 9. or 48.57 (1) (j), or by order
2 of the court for good cause shown.

3 ***-1261/5.505* *-1261/P3.441* SECTION 1360.** 48.98 (2) (d) of the statutes is
4 amended to read:

5 48.98 (2) (d) The department shall periodically bill the person who filed the
6 bond and the surety under s. 46.03 (18) (b) or 46.10 49.32 (1) (b) or 49.345 for the cost
7 of care and maintenance of the child until the child is adopted or becomes age 18,
8 whichever is earlier. The guardian and surety shall also be liable under the bond for
9 costs incurred by the department in enforcing the bond.

10 ***-0841/5.11* SECTION 1361.** 48.981 (3) (c) 8. of the statutes is amended to read:

11 48.981 (3) (c) 8. Using the format prescribed by the department, each county
12 department shall provide the department with information about each report that
13 the county department receives or that is received by a licensed child welfare agency
14 that is under contract with the county department and about each investigation that
15 the county department or a licensed child welfare agency under contract with the
16 county department conducts. Using the format prescribed by the department, a
17 licensed child welfare agency under contract with the department shall provide the
18 department with information about each report that the child welfare agency
19 receives and about each investigation that the child welfare agency conducts. ~~This~~
20 ~~information shall be used by the~~ The department shall use the information to
21 monitor services provided by county departments or licensed child welfare agencies
22 under contract with county departments or the department. The department shall
23 use nonidentifying information to maintain statewide statistics on child abuse and
24 neglect and on unborn child abuse, and for planning and policy development
25 purposes.

1 *-1261/5.506* *-1261/P3.442* SECTION 1362. 48.981 (7) (dm) of the statutes
2 is amended to read:

3 48.981 (7) (dm) Notwithstanding par. (a), an agency may enter the content of
4 any report or record maintained by the agency into the statewide automated child
5 welfare information system established under s. 46.03 48.47 (7g).

6 *-1261/5.507* *-1261/P3.443* SECTION 1363. 48.981 (8) (a) of the statutes is
7 amended to read:

8 48.981 (8) (a) The department, the county departments, and a licensed child
9 welfare agency under contract with the department in a county having a population
10 of 500,000 or more to the extent feasible shall conduct continuing education and
11 training programs for staff of the department, the county departments, licensed
12 child welfare agencies under contract with the department or a county department,
13 law enforcement agencies, and the tribal social services departments, persons and
14 officials required to report, the general public, and others as appropriate. The
15 programs shall be designed to encourage reporting of child abuse and neglect and of
16 unborn child abuse, to encourage self-reporting and voluntary acceptance of services
17 and to improve communication, cooperation, and coordination in the identification,
18 prevention, and treatment of child abuse and neglect and of unborn child abuse.
19 Programs provided for staff of the department, county departments, and licensed
20 child welfare agencies under contract with county departments or the department
21 whose responsibilities include the investigation or treatment of child abuse or
22 neglect shall also be designed to provide information on means of recognizing and
23 appropriately responding to domestic abuse, as defined in s. 46.95 49.165 (1) (a). The
24 department, the county departments, and a licensed child welfare agency under
25 contract with the department in a county having a population of 500,000 or more

1 shall develop public information programs about child abuse and neglect and about
2 unborn child abuse.

3 ***-1261/5.508* *-1261/P3.444* SECTION 1364.** 48.981 (8) (d) 1. of the statutes
4 is amended to read:

5 48.981 (8) (d) 1. Each agency staff member and supervisor whose
6 responsibilities include investigation or treatment of child abuse and neglect or of
7 unborn child abuse shall successfully complete training in child abuse and neglect
8 protective services and in unborn child abuse protective services approved by the
9 department. The training shall include information on means of recognizing and
10 appropriately responding to domestic abuse, as defined in s. 46.95 49.165 (1) (a). The
11 department shall monitor compliance with this subdivision according to rules
12 promulgated by the department.

13 ***-1261/5.509* *-1261/P3.445* SECTION 1365.** 48.982 (2) (g) (intro.) of the
14 statutes is amended to read:

15 48.982 (2) (g) (intro.) In coordination with the ~~departments of health and family~~
16 ~~services and department and the department of public instruction:~~

17 ***-0419/1.1* SECTION 1366.** 48.982 (2e) (c) of the statutes is repealed.

18 ***-1270/3.2* SECTION 1367.** 48.983 (1) (i) of the statutes, as affected by 2007
19 Wisconsin Act (this act), is repealed.

****NOTE: This is reconciled s. 48.483 (1) (i). This SECTION has been affected by
drafts with the following LRB numbers: LRB-1261 and LRB-1270.

20 ***-1270/3.3* SECTION 1368.** 48.983 (1) (j) of the statutes, as affected by 2007
21 Wisconsin Act (this act), is repealed.

****NOTE: This is reconciled s. 48.983 (1) (j). This SECTION has been affected by
drafts with the following LRB numbers: LRB-1261 and LRB-1270.

SECTION 1369

1 *-1270/3.4* SECTION 1369. 48.983 (2) of the statutes, as affected by 2007
2 Wisconsin Act (this act), is amended to read:

3 48.983 (2) FUNDS PROVIDED. If a county or Indian tribe applies and is selected
4 by the department under sub. (5) to participate in the program under this section,
5 the department shall award, from the appropriation under s. 20.437 (2) (ab), a grant
6 annually to be used only for the purposes specified in sub. (4) (a) and (am). The
7 minimum amount of a grant is \$10,000. The department shall determine the amount
8 of a grant awarded to a county, ~~other than a county with a population of 500,000 or~~
9 ~~more,~~ or Indian tribe in excess of the minimum amount based on the number of births
10 that are funded by medical assistance under subch. IV of ch. 49 in that county or the
11 reservation of that Indian tribe ~~in proportion to the number of births that are funded~~
12 ~~by medical assistance under subch. IV of ch. 49 in all of the counties and the~~
13 ~~reservations of all of the Indian tribes to which grants are awarded under this~~
14 ~~section. The department shall determine the amount of a grant awarded to a county~~
15 ~~with a population of 500,000 or more in excess of the minimum amount based on 60%~~
16 ~~of the number of births that are funded by medical assistance under subch. IV of ch.~~
17 ~~49 in that county in proportion to the number of births that are funded by medical~~
18 ~~assistance under subch. IV of ch. 49 in all of the counties and the reservations of all~~
19 ~~of the Indian tribes to which grants are awarded under this section.~~

20 *-1270/3.5* SECTION 1370. 48.983 (3) (title) of the statutes, as affected by 2007
21 Wisconsin Act (this act), is repealed.

****NOTE: This is reconciled s. 48.983 (3) (title). This SECTION has been affected by
drafts with the following LRB numbers: LRB-1261 and LRB-1270.

22 *-1270/3.6* SECTION 1371. 48.983 (3) (a) of the statutes, as affected by 2007
23 Wisconsin Act (this act), is repealed.

****NOTE: This is reconciled s. 48.983 (3) (a). This SECTION has been affected by drafts with the following LRB numbers: LRB-1261 and LRB-1270.

1 ***-1270/3.7* SECTION 1372.** 48.983 (3) (b) of the statutes, as affected by 2007
2 Wisconsin Act (this act), is renumbered 48.983 (3) and amended to read:
3 **48.983 (3) JOINT APPLICATION PERMITTED.** Two or more counties and Indian tribes
4 may submit a joint application to the department. ~~Each county or Indian tribe in a~~
5 ~~joint application shall be counted as a separate county or Indian tribe for the purpose~~
6 ~~of limiting the number of counties and Indian tribes selected in each state fiscal~~
7 ~~biennium.~~

****NOTE: This is reconciled s. 48.983 (3). This SECTION has been affected by drafts with the following LRB numbers: LRB-1261 and LRB-1270.

8 ***-1270/3.8* SECTION 1373.** 48.984 of the statutes is created to read:
9 **48.984 Universal home visitation services. (1) DEFINITIONS.** In this
10 section:
11 (a) "County department" means a county department of human services or
12 social services under s. 46.215, 46.22, or 46.23.
13 (b) "Indian tribe" means a federally recognized American Indian tribe or band
14 in this state.
15 (c) "Local health department" has the meaning given in s. 250.01 (4).
16 (d) "Local partnership" means any combination of 2 or more county
17 departments, local health departments, Indian tribes, and private nonprofit
18 agencies that have agreed to implement jointly a program of universal home
19 visitation services under this section.
20 (e) "Organization" means a county department, local health department,
21 Indian tribe, private nonprofit agency, or local partnership.

1 (f) "Private nonprofit agency" means a nonstock corporation organized under
2 ch. 181 that is a nonprofit corporation, as defined in s. 181.0103 (17).

3 (2) AWARDING OF GRANTS. From the appropriation account under s. 20.437 (2)
4 (ab), the department shall award grants to applying organizations for the provision
5 of the home visitation services specified in sub. (3) (a). The department shall
6 determine the amount of a grant awarded to an organization based on the number
7 of first-time births in the community served by the organization. The department
8 shall provide competitive application procedures for selecting organizations to
9 receive grants under this subsection and shall establish a method for ranking
10 applicants based on the quality of their applications. The department shall require
11 a grant recipient to provide matching funds or in-kind contributions as determined
12 by the department and shall ensure that a grant recipient does not use any grant
13 moneys awarded to supplant any other moneys used by the grant recipient at the
14 time of the awarding of the grant to provide home visitation services.

15 (3) PURPOSES OF GRANTS. (a) *Universal home visitation services.* An
16 organization that receives a grant under sub. (2) shall use the grant moneys awarded
17 to provide a one-time visit to all first-time parents in the community served by the
18 organization for the purposes of providing those parents with basic information
19 regarding infant health and nutrition, the care, safety, and development of infants,
20 and emergency services for infants and with the information relating to shaken baby
21 syndrome and impacted babies required under s. 253.15 (6); identifying the needs of
22 those parents; and providing those parents with referrals to programs, services, and
23 other resources that may meet those needs. An organization may visit a first-time
24 parent only if the parent or, if the parent is a child, his or her parent, guardian, or
25 legal custodian consents to the visit. No person who is required or permitted to report

1 suspected or threatened abuse or neglect under s. 48.981 (2) may make or threaten
2 to make such a report based on a refusal of a person to receive a home visit under this
3 paragraph.

4 (b) *Start-up costs and capacity building.* In the first year in which a grant
5 under sub. (2) is awarded to an organization, the organization may use a portion of
6 the grant to pay for start-up costs and capacity building related to the provision of
7 home visitation services by the organization. The department shall determine the
8 maximum amount of a grant that an organization may use to pay for those start-up
9 costs and that capacity building.

10 (4) CONFIDENTIALITY. (a) *Nondisclosure of information; exceptions.* No person
11 may use or disclose any information concerning an individual who is offered home
12 visitation services under sub. (3) (a), including an individual who declines to receive
13 those services, or concerning an individual who is provided with a referral under sub.
14 (3) (a), including an individual who declines the referral, unless disclosure of the
15 information is required or permitted under s. 48.981 (2), the use or disclosure of the
16 information is connected to the administration of the program under this section, or
17 the individual has given his or her written informed consent to the use or disclosure
18 of the information.

19 (b) *Explanation of confidentiality requirements.* An organization that receives
20 a grant under sub. (2) shall provide or designate an individual or entity to provide
21 an explanation of the confidentiality requirements under par. (a) to each individual
22 who is offered home visitation services under sub. (3) (a) by the organization.

23 (5) NOTIFICATION OF PARENT PRIOR TO MAKING ABUSE OR NEGLECT REPORT. If a
24 person who is providing home visitation services under sub. (3) (a) determines that
25 he or she is required or permitted to make a report under s. 48.981 (2) about a child

1 in a family to which the person is providing those services, the person shall, prior to
2 making the report under s. 48.981 (2), make a reasonable effort to notify the child's
3 parent that a report under s. 48.981 (2) will be made and to encourage the parent to
4 contact a county department under s. 46.22 or 46.23 or, in a county having a
5 population of 500,000 or more, the department to request assistance. The
6 notification requirements under this subsection do not affect the reporting
7 requirements under s. 48.981 (2).

8 (6) INFORMATIONAL MATERIALS. Any informational materials about the home
9 visitation services provided under sub. (3) (a) that are distributed to a person who
10 is offered or who is receiving those services shall state the sources of funding for the
11 services.

12 *-1261/5.510* *-1261/P3.446* SECTION 1374. 48.985 (1) of the statutes is
13 amended to read:

14 48.985 (1) FEDERAL PROGRAM OPERATIONS. From the appropriation under s.
15 20.435(3) 20.437 (1) (n), the department shall expend not more than \$273,700 in each
16 fiscal year of the moneys received under 42 USC 620 to 626 for the department's
17 expenses in connection with administering the expenditure of funds received under
18 42 USC 620 to 626 and for child abuse and neglect and unborn child abuse
19 independent investigations.

20 *-1261/5.511* *-1261/P3.447* SECTION 1375. 48.985 (2) of the statutes is
21 amended to read:

22 48.985 (2) COMMUNITY SOCIAL AND MENTAL HYGIENE SERVICES. From the
23 appropriation under s. ~~20.435 (7)~~ 20.437 (1) (o), the department shall distribute not
24 more than ~~\$3,809,600~~ \$3,554,300 in each fiscal year of the moneys received under
25 42 USC 620 to 626 to county departments under ~~ss. 46.215, 46.22, and 46.23~~ for the

1 provision or purchase of child welfare projects and services, for services to children
2 and families, for services to the expectant mothers of unborn children, and for
3 family-based child welfare services.

4 *~~1261/5.512~~* *~~1261/P3.448~~* SECTION 1376. 48.985 (4) of the statutes is
5 amended to read:

6 48.985 (4) RUNAWAY SERVICES. From the appropriation under s. 20.435 (3)
7 20.437 (1) (na) for runaway services, not more than \$458,600 in each fiscal year.

8 *~~1261/5.513~~* *~~1261/P3.449~~* SECTION 1377. 48.985 (5) of the statutes is
9 repealed.

10 *~~1261/5.514~~* *~~1261/P3.450~~* SECTION 1378. 48.989 (1) (a) of the statutes is
11 amended to read:

12 48.989 (1) (a) "Appropriate authority in the receiving state" means the
13 department of health and family services.

14 *~~1261/5.515~~* *~~1261/P3.451~~* SECTION 1379. 48.989 (1) (b) of the statutes is
15 amended to read:

16 48.989 (1) (b) "Appropriate public authorities" means the department of health
17 and family services, which shall receive and act with reference to notices required
18 by s. 48.988 (3).

19 *~~1261/5.516~~* *~~1267/P1.99~~* SECTION 1380. Chapter 49 (title) of the statutes
20 is amended to read:

21 CHAPTER 49

22 PUBLIC ASSISTANCE AND

23 CHILDREN AND FAMILY SERVICES

24 *~~1261/5.517~~* *~~1267/P1.100~~* SECTION 1381. 49.001 (9) of the statutes is
25 amended to read:

SECTION 1381

1 49.001 (9) "Wisconsin ~~works~~ Works agency" means a person under contract
 2 under s. 49.143 to administer Wisconsin ~~works~~ Works under ss. 49.141 to 49.161. If
 3 no contract is awarded under s. 49.143, "Wisconsin ~~works~~ Works agency" means the
 4 department of ~~workforce development~~ children and families.

5 *-0994/P2.1* SECTION 1382. 49.02 (2) (c) of the statutes is repealed.

6 *-1521/6.3* SECTION 1383. 49.025 (2) (a) 2. of the statutes is amended to read:

7 49.025 (2) (a) 2. The department shall subtract from the amount determined
 8 under subd. 1. amounts paid to hospitals in that county under s. 49.45 (6y) and (6z)
 9 in that year and amounts paid on behalf of individuals in that county under the
 10 demonstration project under s. 49.45 (23) in that year. If the amount determined
 11 under this subdivision is less than zero, the amount of the relief block grant is \$0.

12 *-0264/1.1* SECTION 1384. 49.029 (3) of the statutes is amended to read:

13 49.029 (3) USE OF RELIEF BLOCK GRANT FUNDS. A tribal governing body may use
 14 moneys received as a relief block grant only for the purpose of providing health care
 15 services to dependent persons. Notwithstanding s. 49.01 (2g), health care services
 16 may include treatment services for alcohol and other drug abuse and mental health
 17 services.

18 *-1261/5.518* *-1267/P1.101* SECTION 1385. Subchapter III (title) of chapter
 19 49 [precedes 49.11] of the statutes is amended to read:

CHAPTER 49

SUBCHAPTER III

ECONOMIC CHILDREN AND FAMILY SUPPORT AND WORK PROGRAMS

SERVICES

24 *-1261/5.519* *-1267/P1.102* SECTION 1386. 49.11 (1) of the statutes is
 25 amended to read:

1 49.11 (1) "Department" means the department of workforce development
2 children and families.

3 ***-1261/5.520*** ***-1267/P1.103*** SECTION 1387. 49.11 (2) of the statutes is
4 amended to read:

5 49.11 (2) "Secretary" means the secretary of workforce development children
6 and families.

7 ***-1313/3.3*** SECTION 1388. 49.13 (title) of the statutes is renumbered 49.79 (9)
8 (title).

9 ***-1313/3.4*** SECTION 1389. 49.13 (1) of the statutes is repealed.

10 ***-1313/3.5*** SECTION 1390. 49.13 (2) (a) of the statutes is renumbered 49.79 (9)

11 (a) 1. and amended to read:

12 49.79 (9) (a) 1. The department shall ~~contract with the department of health~~
13 ~~and family services as provided under s. 49.79 (10) to administer an employment and~~
14 ~~training program for recipients under the food stamp program~~ and may contract
15 under s. 49.78 with county departments under ss. 46.215, 46.22, and 46.23, and with
16 tribal governing bodies to carry out the administrative functions. The department
17 may contract, or a county department or tribal governing body may subcontract, with
18 a Wisconsin ~~works~~ Works agency or another provider to administer the employment
19 and training program under this subsection. Except as provided in ~~pars. (b) and (bm)~~
20 subds. 2. and 3., the department may require able individuals who are 18 to 60 years
21 of age who are not participants in a Wisconsin ~~works~~ Works employment position to
22 participate in the employment and training program under this subsection.

23 ***-1313/3.6*** SECTION 1391. 49.13 (2) (b) of the statutes is renumbered 49.79 (9)

24 (a) 2. and amended to read:

SECTION 1391

1 49.79 (9) (a) 2. The department may not require an individual who is a recipient
 2 under the food stamp program and who is the caretaker of a child who is under the
 3 age of 12 weeks to participate in any employment and training program under par.
 4 (a) this subsection.

5 *-1313/3.7* SECTION 1392. 49.13 (2) (bm) of the statutes is renumbered 49.79
 6 (9) (a) 3. and amended to read:

7 49.79 (9) (a) 3. The department may not require an individual who is a recipient
 8 under the food stamp program to participate in any employment and training
 9 program under par. (a) this subsection if that individual is enrolled at least half time
 10 in a school, as defined in s. 49.26 (1) (a) 2., a training program, or an institution of
 11 higher education.

12 *-1313/3.8* SECTION 1393. 49.13 (2) (cm) of the statutes is renumbered 49.79
 13 (9) (a) 4.

14 *-1313/3.9* SECTION 1394. 49.13 (2) (d) of the statutes is renumbered 49.79 (9)
 15 (a) 5. and amended to read:

16 49.79 (9) (a) 5. A participant in an employment and training program under
 17 this section subsection administered by the department is an employee of the
 18 department for purposes of worker's compensation coverage, except to the extent
 19 that the person for whom the participant is performing work provides worker's
 20 compensation coverage. A participant in an employment and training program
 21 under this section subsection administered by a Wisconsin works Works agency or
 22 another provider is an employee of the Wisconsin works Works agency or other
 23 provider for purposes of worker's compensation coverage, except to the extent that
 24 the person for whom the participant is performing work provides worker's
 25 compensation coverage.

1 ***-1313/3.10* SECTION 1395.** 49.13 (3) (intro.) of the statutes is renumbered
2 49.79 (9) (b) (intro.) and amended to read:

3 49.79 (9) (b) (intro.) An individual who fails to comply with the work
4 requirements under sub. (2) par. (a) without good cause is ineligible to participate in
5 the food stamp program under s. 49.79 as follows:

6 ***-1313/3.11* SECTION 1396.** 49.13 (3) (a) of the statutes is renumbered 49.79
7 (9) (b) 1. and amended to read:

8 49.79 (9) (b) 1. For the first occurrence of noncompliance, one month, or until
9 the person complies with the work requirements under sub. (2) par. (a), whichever
10 is later.

11 ***-1313/3.12* SECTION 1397.** 49.13 (3) (b) of the statutes is renumbered 49.79
12 (9) (b) 2. and amended to read:

13 49.79 (9) (b) 2. For the 2nd occurrence of noncompliance, 3 months, or until the
14 person complies with the work requirements under sub. (2) par. (a), whichever is
15 later.

16 ***-1313/3.13* SECTION 1398.** 49.13 (3) (c) of the statutes is renumbered 49.79
17 (9) (b) 3. and amended to read:

18 49.79 (9) (b) 3. For the 3rd and subsequent occurrences of noncompliance, 6
19 months, or until the person complies with the work requirements under sub. (2) par.
20 (a), whichever is later.

21 ***-1261/5.521* *-1267/P1.104* SECTION 1399.** 49.138 (1m) (intro.) of the
22 statutes is amended to read:

23 49.138 (1m) (intro.) The department shall implement a program of emergency
24 assistance to needy persons in cases of fire, flood, natural disaster, homelessness or
25 impending homelessness, or energy crisis. The department shall establish the

1 maximum amount of aid to be granted, except for cases of energy crisis, per family
2 member based on the funding available under s. ~~20.445 (3)~~ 20.437 (2) (dz) and (md).

3 The department need not establish the maximum amount by rule under ch. 227. The
4 department shall publish the maximum amount and annual changes to it in the
5 Wisconsin administrative register. Emergency assistance provided to needy persons
6 under this section may only be provided to a needy person once in a 12-month period.

7 Emergency assistance provided to needy persons under this section in cases of
8 homelessness or impending homelessness may be used only to obtain or retain a
9 permanent living accommodation. For the purposes of this section, a family is
10 considered to be homeless, or to be facing impending homelessness, if any of the
11 following applies:

12 ***-1261/5.522* *-1261/P3.453* SECTION 1400.** 49.143 (2) (b) of the statutes is
13 amended to read:

14 49.143 (2) (b) Establish a children's services network. The children's services
15 network shall provide information about community resources available to the
16 dependent children in a Wisconsin works group, including charitable food and
17 clothing centers; subsidized and low-income housing; transportation subsidies; the
18 state supplemental food program for women, infants and children under s. ~~253.06~~
19 49.17; and child care programs. In a county having a population of 500,000 or more,
20 a children's services network shall, in addition, provide a forum for those persons
21 who are interested in the delivery of child welfare services and other services to
22 children and families in the geographical area under sub. (6) served by that
23 children's services network to communicate with and make recommendations to the
24 providers of those services in that geographical area with respect to the delivery of
25 those services in that area.

1 ***-0486/1.1*** SECTION 1401. 49.147 (3m) of the statutes is created to read:

2 49.147 (3m) REAL WORK, REAL PAY PILOT PROJECT. (a) *Administration and*
3 *evaluation.* Except as provided in par. (d), the department shall conduct and
4 evaluate a real work, real pay pilot project from January 1, 2008, to December 31,
5 2009.

6 (b) *Eligibility and project limits.* 1. Except as specifically provided in this
7 subsection, all general and nonfinancial eligibility requirements under s. 49.145
8 apply to participants under this subsection, and all requirements under sub. (3), as
9 they apply to Wisconsin Works agencies, employers, and participants, apply to
10 Wisconsin Works agencies, employers, and participants under this subsection.

11 2. The project shall be limited to 500 individuals and shall be conducted in at
12 least one of the geographical areas established by the department under s. 49.143 (6)
13 that is in Milwaukee County and in at least 2 of those geographical areas that are
14 not in Milwaukee County.

15 (c) *Employer subsidies and reimbursements.* The Wisconsin Works agency
16 shall pay an employer that employs a participant under this subsection a monthly
17 wage subsidy that does not exceed the federal minimum wage for no more than 30
18 hours of work per week. Worksite training activities prescribed by the employer that
19 are consistent with training provided to other employees at the worksite are
20 considered work for purposes of calculating the wage subsidy under this paragraph.
21 In addition to the wage subsidy, the Wisconsin Works agency shall reimburse the
22 employer for up to 100 percent of all of the following costs that are attributable to
23 employment of the participant:

- 24 1. Federal social security taxes.
- 25 2. State and federal unemployment contributions or taxes, if any.

1 3. Worker's compensation insurance premiums, if any.

2 (d) *Time-limited participation and payment extension.* An individual may
3 participate in the project under this subsection for a maximum of 6 months, with an
4 opportunity for an extension of up to 3 months. Notwithstanding the ending date for
5 the project, payments under par. (c) for any participant who is accepted into the
6 project before December 31, 2009, shall be made until the participant completes his
7 or her 6-month participation period or any extension to it already commenced before
8 that date.

9 (e) *Mentors and stipends.* The Wisconsin Works agency and employer of a
10 participant under this subsection shall work together to find a mentor for the
11 participant at the participant's work site. The Wisconsin Works agency shall pay
12 each mentor a monthly stipend of \$50.

13 (f) *Employer effort to retain, refer, or evaluate participant.* An employer that
14 employs a participant under this subsection and receives a wage subsidy shall agree
15 to make a good faith effort to retain the participant as a permanent unsubsidized
16 employee after the wage subsidy ends if the participant successfully completes
17 participation in the project under this subsection. An employer shall also agree that,
18 if the employer does not retain a participant as a permanent unsubsidized employee,
19 the employer will serve as an employment reference for the participant or provide
20 to the Wisconsin Works agency a written performance evaluation of the participant,
21 including recommendations for improvements.

22 *-1261/5.523* *-1267/P1.105* SECTION 1402. 49.147 (6) (c) of the statutes is
23 amended to read:

24 49.147 (6) (c) *Distribution and administration.* From the appropriation under
25 s. 20.445 (3) 20.437 (2) (jL), the department shall distribute funds for job access loans

1 to a Wisconsin Works agency, which shall administer the loans in accordance with
2 rules promulgated by the department.

3 ~~*-1261/5.524*~~ ~~*-1267/P1.106*~~ SECTION 1403. 49.147 (6) (cm) 1. of the statutes
4 is amended to read:

5 49.147 (6) (cm) 1. The department of ~~workforce development~~ may, in the
6 manner provided in s. 49.85, collect job access loan repayments that are delinquent
7 under the terms of a repayment agreement. The department of ~~workforce~~
8 ~~development~~ shall credit all delinquent repayments collected by the department of
9 revenue as a setoff under s. 71.93 to the appropriation account under s. ~~20.445 (3)~~
10 20.437 (2) (jL). Use of the process under s. 49.85 does not preclude the department
11 of ~~workforce development~~ from collecting delinquent repayments through other
12 legal means.

13 ~~*-0484/3.1*~~ SECTION 1404. 49.148 (1m) (title) of the statutes is amended to
14 read:

15 49.148 (1m) (title) CUSTODIAL PARENT OF INFANT; UNMARRIED, PREGNANT WOMAN.

16 ~~*-0484/3.3*~~ SECTION 1405. 49.148 (1m) (a) of the statutes is renumbered
17 49.148 (1m) (a) 1. and amended to read:

18 49.148 (1m) (a) 1. ~~A~~ An individual who meets the eligibility requirements
19 under s. 49.145 (2) and (3) and who is a custodial parent of a child who is 12 26 weeks
20 old or less and who meets the eligibility requirements under s. 49.145 (2) and (3) may
21 receive a monthly grant of \$673, unless another adult member of the custodial
22 parent's Wisconsin works Works group is participating in, or is eligible to participate
23 in, a Wisconsin works Works employment position or is employed in unsubsidized
24 employment, as defined in s. 49.147 (1) (c).

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

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

8 *~~-0484/3.2~~* SECTION 1406. 49.148 (1m) (a) (intro.) of the statutes is created to
9 read:

10 49.148 (1m) (a) (intro.) Any of the following may receive a monthly grant of
11 \$673:

12 *~~-0484/3.4~~* SECTION 1407. 49.148 (1m) (a) 2. of the statutes is created to read:
13 49.148 (1m) (a) 2. An unmarried woman who would be eligible under s. 49.145
14 except that she is not a custodial parent of a dependent child and who is in the 3rd
15 trimester of a pregnancy that is medically verified and that is shown by medical
16 documentation to be at risk and to render the woman unable to participate in the
17 workforce.

18 *~~-0484/3.5~~* SECTION 1408. 49.148 (1m) (b) of the statutes is renumbered
19 49.148 (1m) (c) 1. and amended to read:

20 49.148 (1m) (c) 1. Receipt of a grant under this subsection by a participant
21 under par. (a) 1. constitutes participation in a Wisconsin works Works employment
22 position for purposes of the time limits under ss. 49.145 (2) (n) and 49.147 (3) (c), (4)
23 (b), or (5) (b) 2. if the child is born to the participant more than 10 months after the

1 date that the participant was first determined to be eligible for assistance under s.
2 49.19 or for a Wisconsin works employment position unless the child was conceived
3 as a result of a sexual assault in violation of s. 940.225 (1), (2), or (3) in which the
4 mother did not indicate a freely given agreement to have sexual intercourse or in
5 violation of s. 948.02 or 948.025 or of incest in violation of s. 944.06 or 948.06 and that
6 incest or sexual assault has been reported to a physician and to law enforcement
7 authorities.

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

8 ***-0484/3.6* SECTION 1409.** 49.148 (1m) (c) (intro.) of the statutes is created to
9 read:

10 49.148 (1m) (c) (intro.) For purposes of the time limits under ss. 49.145 (2) (n)
11 and 49.147 (3) (c), (4) (b), and (5) (b) 2., all of the following apply:

12 ***-0484/3.7* SECTION 1410.** 49.148 (1m) (c) 2. of the statutes is created to read:

13 49.148 (1m) (c) 2. Receipt of a grant under this subsection by a participant
14 under par. (a) 2. does not constitute participation in a Wisconsin Works employment
15 position.

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

16 ***-1261/5.525* *-1267/P1.107* SECTION 1411.** 49.155 (1g) (b) of the statutes
17 is amended to read:

18 49.155 (1g) (b) From the appropriations under s. 20.445 (3) 20.437 (2) (cm),
19 (kx), and (mc), distribute \$5,488,500 in each fiscal year for grants under s. 49.134 (2)
20 for child day care resource and referral services, for grants under s. 49.137 (4m), for
21 a child care scholarship and bonus program, for administration of the department's
22 office of child care and for the department's share of the costs for the Child Care

SECTION 1411

1 Information Center operated by the division for libraries, technology, and
2 community learning in the department of public instruction.

3 ***-0267/5.1* SECTION 1412.** 49.155 (1g) (c) of the statutes is amended to read:
4 49.155 (1g) (c) From the appropriation account under s. 20.445 (3) (mc),
5 transfer \$4,438,200 \$4,800,600 in fiscal year 2005-06 2007-08 and \$4,440,500
6 \$4,800,600 in fiscal year 2006-07 2008-09 to the appropriation account under s.
7 20.435 (3) (kx).

8 ***-1261/5.526* *-1261/P3.455* SECTION 1413.** 49.155 (1g) (c) of the statutes,
9 as affected by 2007 Wisconsin Act ... (this act), is amended to read:

10 49.155 (1g) (c) From the appropriation account under s. 20.445 (3) 20.437 (2)
11 (mc), transfer \$4,800,600 in fiscal year 2007-08 and \$4,800,600 in fiscal year
12 2008-09 to the appropriation account under s. 20.435 (3) 20.437 (1) (kx).

****NOTE: This is reconciled s. 49.155 (1g) (c). This SECTION has been affected by
drafts with the following LRB numbers: -0267 and -1261.

13 ***-1261/5.527* *-1267/P1.109* SECTION 1414.** 49.155 (1g) (d) of the statutes
14 is amended to read:

15 49.155 (1g) (d) From the appropriation under s. 20.445 (3) (md), 2005 stats.,
16 distribute \$3,378,500 in fiscal year 2005-06 and \$3,378,500 in fiscal year 2006-07
17 for grants under s. 49.134 (2) for child day care resource and referral services, for
18 contracts under s. 49.137 (4) for training and technical assistance, for grants under
19 s. 49.137 (4m), and for a child care scholarship and bonus program.

20 ***-1522/3.1* SECTION 1415.** 49.155 (1m) (intro.) of the statutes is amended to
21 read:

22 49.155 (1m) ELIGIBILITY. (intro.) A Wisconsin ~~works~~ Works agency shall
23 determine eligibility for a child care subsidy under this section. Under this section,

1 subject to any waiting list placement under sub. (2), an individual may receive a
2 subsidy for child care for a child who has not attained the age of 13 or, if the child is
3 disabled, who has not attained the age of 19, if the individual meets all of the
4 following conditions:

5 ***-1313/3.14* SECTION 1416.** 49.155 (1m) (a) 3m. of the statutes is amended to
6 read:

7 49.155 (1m) (a) 3m. Participate in a job search or work experience component
8 of the food stamp employment and training program under s. 49.13 49.79 (9).

9 ***-1538/2.1* SECTION 1417.** 49.155 (1m) (c) 1. (intro.) of the statutes is amended
10 to read:

11 49.155 (1m) (c) 1. (intro.) Except as provided in subds. 1g., and 1h., 1m., 2., and
12 3., the gross income of the individual's family is at or below 185% of the poverty line
13 for a family the size of the individual's family or, for an individual who is already
14 receiving a child care subsidy under this section on the effective date of this
15 subdivision [revisor inserts date], the gross income of the individual's family is at
16 or below 200% of the poverty line for a family the size of the individual's family. In
17 calculating the gross income of the family, the Wisconsin works Works agency shall
18 include income described under s. 49.145 (3) (b) 1. and 3., except that, in calculating
19 farm and self-employment income, the Wisconsin works Works agency shall include
20 the sum of the following:

21 ***-1538/2.2* SECTION 1418.** 49.155 (1m) (c) 1c. of the statutes is created to read:

22 49.155 (1m) (c) 1c. Except as provided in subds. 1g. and 1h., for an individual
23 who, on or after the effective date of this subdivision [revisor inserts date], applies
24 for a child care subsidy under this section or reapplies for a child care subsidy under
25 this section after losing eligibility, the gross income of the individual's family when

SECTION 1418

1 the individual applies or reapplies is at or below 175 percent of the poverty line for
2 a family the size of the individual's family and, after the individual is already
3 receiving a child care subsidy under this section, the gross income of the individual's
4 family is at or below 190 percent of the poverty line for a family the size of the
5 individual's family. The Wisconsin Works agency shall calculate the gross income of
6 the family in the same manner as gross income is calculated under subd. 1.

7 ***-1538/2.3* SECTION 1419.** 49.155 (1m) (c) 1m. of the statutes is repealed.

8 ***-1538/2.4* SECTION 1420.** 49.155 (1m) (c) 2. of the statutes is repealed.

9 ***-1538/2.5* SECTION 1421.** 49.155 (1m) (c) 3. of the statutes is repealed.

10 ***-1522/3.2* SECTION 1422.** 49.155 (2) of the statutes is created to read:

11 49.155 (2) WAITING LIST. (a) If the department determines that projected child
12 care subsidies under this section will likely exceed the amount of funding allocated
13 for child care subsidies under s. 49.175 (1) (p), the department may implement a
14 prioritized waiting list system for applicants who are otherwise eligible for a child
15 care subsidy under sub. (1m). Under the system, an applicant on the waiting list
16 would not receive a child care subsidy until funding became sufficient.

17 (b) Notwithstanding par. (a), an applicant for a child care subsidy who is
18 eligible under sub. (1m) and who is participating in a work component of Wisconsin
19 Works under s. 49.147 may not be placed on a waiting list.

20 ***-1522/3.3* SECTION 1423.** 49.155 (3) (a) of the statutes is amended to read:

21 49.155 (3) (a) ~~A~~ Subject to any waiting list placement under sub. (2), a
22 Wisconsin works Works agency shall refer an individual who has been determined
23 eligible under sub. (1m) to a county department under s. 46.215, 46.22, or 46.23 for
24 child care assistance.

25 ***-0484/3.8* SECTION 1424.** 49.159 (4) of the statutes is amended to read:

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

6 ***-1261/5.528*** ***-1267/P1.110*** SECTION 1425. 49.1635 (1) of the statutes is
7 amended to read:

8 49.1635 (1) To the extent permitted under federal law and subject to sub. (2),
9 from the appropriation under s. ~~20.445 (3)~~ 20.437 (2) (md) the department may
10 distribute funds to the Wisconsin Trust Account Foundation in an amount up to the
11 amount received by the foundation from private donations, but not to exceed
12 \$100,000 in a fiscal year. Except as provided in sub. (4), funds distributed under this
13 subsection may be used only for the provision of legal services to individuals who are
14 eligible for temporary assistance for needy families under 42 USC 601 et seq. and
15 whose incomes are at or below 200% of the poverty line.

16 ***-1261/5.529*** ***-1267/P1.111*** SECTION 1426. 49.175 (1) (intro.) of the statutes
17 is amended to read:

18 49.175 (1) ALLOCATION OF FUNDS. (intro.) Except as provided in sub. (2), within
19 the limits of the appropriations under s. ~~20.445 (3)~~ 20.437 (2) (a), (cm), (dz), (k), (kx),
20 (L), (mc), (md), (me), and (s), the department shall allocate the following amounts for
21 the following purposes:

22 ***-0267/5.2*** SECTION 1427. 49.175 (1) (a) of the statutes is amended to read:

23 49.175 (1) (a) *Wisconsin Works benefits.* For Wisconsin Works benefits,
24 \$59,184,700 \$48,276,900 in fiscal year ~~2005-06~~ 2007-08 and \$51,930,000
25 \$51,003,200 in fiscal year ~~2006-07~~ 2008-09.

***-0267/5.3* SECTION 1428.** 49.175 (1) (b) of the statutes is amended to read:

49.175 (1) (b) *Wisconsin Works administration.* For administration of Wisconsin Works performed under contracts under s. 49.143, ~~\$18,999,900~~ \$13,201,100 in fiscal year ~~2005-06~~ 2007-08 and ~~\$16,834,100~~ \$13,201,100 in fiscal year ~~2006-07~~ 2008-09.

***-0267/5.4* SECTION 1429.** 49.175 (1) (c) of the statutes is repealed.

***-0267/5.5* SECTION 1430.** 49.175 (1) (f) of the statutes is amended to read:

49.175 (1) (f) *Wisconsin Works ancillary services.* For program services under Wisconsin Works provided under contracts under s. 49.143, ~~\$49,534,800~~ \$38,604,400 in fiscal year ~~2005-06~~ 2007-08 and ~~\$43,463,000~~ \$40,066,300 in fiscal year ~~2006-07~~ 2008-09.

***-0267/5.6* SECTION 1431.** 49.175 (1) (g) of the statutes is amended to read:

49.175 (1) (g) *State administration of public assistance programs.* For state administration of public assistance programs, ~~\$16,060,000~~ \$17,577,500 in each fiscal year ~~2007-08~~ 2008-09.

***-0267/5.7* SECTION 1432.** 49.175 (1) (i) of the statutes is amended to read:

49.175 (1) (i) *Emergency assistance.* For emergency assistance under s. 49.138, ~~\$4,500,000~~ \$8,900,000 in each fiscal year ~~2007-08~~ 2008-09 and ~~\$9,400,000~~ \$9,400,000 in fiscal year ~~2007-08~~ 2008-09.

***-0267/5.8* SECTION 1433.** 49.175 (1) (p) of the statutes is amended to read:

49.175 (1) (p) *Direct child care services.* For direct child care services under s. 49.155, ~~\$310,332,100~~ \$315,925,100 in fiscal year ~~2005-06~~ 2007-08 and ~~\$313,432,100~~ \$316,660,700 in fiscal year ~~2006-07~~ 2008-09.

***-0267/5.9* SECTION 1434.** 49.175 (1) (q) of the statutes is amended to read:

\$315,910,700 \$315,751,100

8-7-07
8-7-07

1 49.175 (1) (q) *Indirect child care services*. For indirect child care services under
2 s. 49.155 (1g), \$9,926,700 \$10,840,400 in fiscal year 2005-06 2007-08 and
3 \$9,929,000 \$10,882,000 in fiscal year 2006-07 2008-09.

4 ***-0267/5.10* SECTION 1435.** 49.175 (1) (qm) of the statutes is amended to read:

5 49.175 (1) (qm) *Quality care for quality kids*. For the child care quality
6 improvement activities specified in s. 49.155 (1g) (d), \$3,378,500 \$4,578,500 in each
7 fiscal year.

8 ***-0267/5.11* SECTION 1436.** 49.175 (1) (r) of the statutes is repealed.

9 ***-0267/5.12* SECTION 1437.** 49.175 (1) (z) of the statutes is amended to read:

10 49.175 (1) (z) *Grants to the Boys and Girls Clubs of America*. For grants to the
11 Wisconsin Chapter of the Boys and Girls Clubs of America to fund programs that
12 improve social, academic, and employment skills of youth who are eligible to receive
13 temporary assistance for needy families under 42 USC 601 et seq., \$300,000
14 \$350,000 in each fiscal year.

15 ***-1261/5.530* *-1261/P3.456* SECTION 1438.** 49.175 (1) (ze) (title) of the
16 statutes is amended to read:

17 49.175 (1) (ze) (title) *Programs administered by the department of health and*
18 *family services relating to children and families*.

19 ***-0267/5.13* SECTION 1439.** 49.175 (1) (ze) 1. of the statutes is amended to
20 read:

21 49.175 (1) (ze) 1. 'Kinship care and long-term kinship care assistance.' For the
22 kinship care and long-term kinship care programs under s. 48.57 (3m), (3n), and
23 (3p), \$23,034,200 in fiscal year 2005-06 and \$22,686,300 \$23,655,000 in each fiscal
24 year 2006-07.

1 *-0267/5.14* SECTION 1440. 49.175 (1) (ze) 2. of the statutes is amended to
2 read:

3 49.175 (1) (ze) 2. 'Children of recipients of supplemental security income.' For
4 payments made under s. 49.775 for the support of the dependent children of
5 recipients of supplemental security income, ~~\$30,444,000~~ \$30,272,400 in fiscal year
6 ~~2005-06~~ 2007-08 and ~~\$30,394,000~~ \$30,272,400 in fiscal year ~~2006-07~~ 2008-09.

7 *-0267/5.15* SECTION 1441. 49.175 (1) (ze) 10m. of the statutes is amended to
8 read:

9 49.175 (1) (ze) 10m. 'Safety and out-of-home placement services.' For services
10 provided in counties having a population of 500,000 or more to ensure the safety of
11 children who the department of health and family services determines may remain
12 at home if appropriate services are provided, ~~\$5,707,200~~ and for ongoing services
13 provided in those counties to families with children placed in out-of-home care.
14 \$5,631,300 in each fiscal year.

15 *-1261/5.531* *-1261/P3.457* SECTION 1442. 49.175 (1) (ze) 10m. of the
16 statutes, as affected by 2007 Wisconsin Act ... (this act), is amended to read:

17 49.175 (1) (ze) 10m. 'Safety and out-of-home placement services.' For services
18 provided in counties having a population of 500,000 or more to ensure the safety of
19 children who the department of health and family services determines may remain
20 at home if appropriate services are provided, and for ongoing services provided in
21 those counties to families with children placed in out-of-home care, \$5,631,300 in
22 each fiscal year.

****NOTE: This is reconciled s. 49.175 (1) (ze) 10m. This SECTION has been affected
by drafts with the following LRB numbers: -0267 and -1261.

cm4
20

Insert 447-8

SECTION # CR; 49.175(1)(s)

49.175(1)(s) Grants to Educare Center
 of Milwaukee. For grants to the Educare
 Center of Milwaukee, \$750,000 in
 each fiscal year.

(end of ins 447-8)

-0267/6.12

1 ***-0267/5.16*** SECTION 1443. 49.175 (1) (ze) 12. of the statutes is amended to
2 read:

3 49.175 (1) (ze) 12. 'Milwaukee and statewide child welfare administration.' For
4 the costs associated with the Milwaukee child welfare information system and the
5 Wisconsin statewide automated child welfare information system, \$1,310,800
6 \$1,510,800 in fiscal year ~~2005-06~~ 2007-08 and ~~\$1,317,700~~ \$1,532,100 in fiscal year
7 ~~2006-07~~ 2008-09.

8 ***-0267/5.17*** SECTION 1444. 49.175 (1) (zh) of the statutes is amended to read:

9 49.175 (1) (zh) *Earned income tax credit supplement.* For the transfer of
10 moneys from the appropriation account under s. 20.445 (3) (md) to the appropriation
11 account under s. 20.835 (2) (kf) for the earned income tax credit, \$55,232,000
12 \$30,616,700 in each fiscal year 2007-08 and \$25,004,300 in fiscal year 2008-09.

13 ***-1261/5.532*** ***-1267/P1.112*** SECTION 1445. 49.175 (1) (zh) of the statutes,
14 as affected by 2007 Wisconsin Act (this act), is amended to read:

15 49.175 (1) (zh) *Earned income tax credit supplement.* For the transfer of
16 moneys from the appropriation account under s. ~~20.445 (3)~~ 20.437 (2) (md) to the
17 appropriation account under s. 20.835 (2) (kf) for the earned income tax credit,
18 \$30,616,700 in fiscal year 2007-08 and \$25,004,300 in fiscal year 2008-09.

****NOTE: This is reconciled s. 49.175 (1) (zh). This SECTION has been affected by
drafts with the following LRB numbers: -0267 and -1261.

19 ***-1261/5.533*** ***-1267/P1.113*** SECTION 1446. 49.175 (2) (c) of the statutes is
20 amended to read:

21 49.175 (2) (c) If the amounts of federal block grant moneys that are required
22 to be credited to the appropriation accounts under s. ~~20.445 (3)~~ 20.437 (2) (mc) and
23 (md) are less than the amounts appropriated under s. ~~20.445 (3)~~ 20.437 (2) (mc) and

1 (md), the department shall submit a plan to the secretary of administration for
2 reducing the amounts of moneys allocated under sub. (1). If the secretary of
3 administration approves the plan, the amounts of moneys required to be allocated
4 under sub. (1) may be reduced as proposed by the department and the department
5 shall allocate the moneys as specified in the plan.

6 *-1676/2.4* SECTION 1447. 49.177 of the statutes is created to read:

7 **49.177 Boys and Girls Clubs programs in 1st class cities.** From the
8 appropriation account under s. 20.445 (3) (kb), the department shall provide grants
9 to the Boys and Girls Clubs of Greater Milwaukee to fund programs that improve the
10 social, academic, and employment skills of youths who reside in 1st class cities.

11 *-1261/5.534* SECTION 1448. 49.177 of the statutes, as created by 2007
12 Wisconsin Act (this act), is amended to read:

13 **49.177 Boys and Girls Clubs programs in 1st class cities.** From the
14 appropriation account under s. ~~20.445 (3)~~ 20.437 (2) (kb), the department shall
15 provide grants to the Boys and Girls Clubs of Greater Milwaukee to fund programs
16 that improve the social, academic, and employment skills of youths who reside in 1st
17 class cities.

****NOTE: This is reconciled s. 49.177. This SECTION has been affected by drafts
with the following LRB numbers: -1261 and -1676.

18 *-1261/5.535* *-1261/P3.458* SECTION 1449. 49.19 (1) (a) 2. b. of the statutes
19 is amended to read:

20 49.19 (1) (a) 2. b. Is living in a foster home or treatment foster home licensed
21 under s. 48.62 if a license is required under that section, in a foster home or treatment
22 foster home located within the boundaries of a federally recognized American Indian
23 reservation in this state and licensed by the tribal governing body of the reservation,

1 in a group home licensed under s. 48.625, or in a residential care center for children
2 and youth licensed under s. 48.60, and has been placed in the foster home, treatment
3 foster home, group home, or center by a county department under s. 46.215, 46.22,
4 or 46.23, by the department of health and family services, by the department of
5 corrections, or by a federally recognized American Indian tribal governing body in
6 this state under an agreement with a county department.

7 ***-1261/5.536* *-1261/P3.459* SECTION 1450.** 49.19 (10) (a) of the statutes is
8 amended to read:

9 49.19 (10) (a) Aid under this section may also be granted to a nonrelative who
10 cares for a child dependent upon the public for proper support in a foster home or
11 treatment foster home having a license under s. 48.62, in a foster home or treatment
12 foster home located within the boundaries of a federally recognized American Indian
13 reservation in this state and licensed by the tribal governing body of the reservation
14 or in a group home licensed under s. 48.625, regardless of the cause or prospective
15 period of dependency. The state shall reimburse counties pursuant to the procedure
16 under s. 46.495 48.569 (2) and the percentage rate of participation set forth in s.
17 46.495 48.569 (1) (d) for aid granted under this subsection except that if the child does
18 not have legal settlement in the granting county, state reimbursement shall be at
19 100%. The county department under s. 46.215 or 46.22 shall determine the legal
20 settlement of the child. A child under one year of age shall be eligible for aid under
21 this subsection irrespective of any other residence requirement for eligibility within
22 this section.

23 ***-1261/5.537* *-1261/P3.460* SECTION 1451.** 49.19 (10) (d) of the statutes is
24 amended to read:

SECTION 1451

1 49.19 (10) (d) Aid may also be paid under this section to a licensed foster home,
 2 treatment foster home, group home, or residential care center for children and youth
 3 by the state when the child is in the custody or guardianship of the state, when the
 4 child is a ward of an American Indian tribal court in this state and the placement is
 5 made under an agreement between the department and the tribal governing body,
 6 or when the child was part of the state's direct service case load and was removed
 7 from the home of a relative specified in sub. (1) (a) as a result of a judicial
 8 determination that continuance in the home of a relative would be contrary to the
 9 child's welfare for any reason and the child is placed by the department of health and
 10 family services or the department of corrections.

11 ***-1261/5.538* *-1267/P1.114* SECTION 1452.** 49.19 (11) (a) 1. a. of the statutes
 12 is amended to read:

13 49.19 (11) (a) 1. a. Except as provided in subs. (11m) and (11s), monthly
 14 payments made under s. ~~20.445 (3)~~ 20.437 (2) (dz) and (md) to persons or to families
 15 with dependent children shall be based on family size and shall be at 80% of the total
 16 of the allowances under subds. 2. and 4. plus the following standards of assistance
 17 beginning on September 1, 1987:

Figure 49.19 (11) (a) 1. a.:		
<u>FAMILY SIZE</u>	<u>AREA I</u>	<u>AREA II</u>
1	\$ 311	\$ 301
2	550	533
3	647	626
4	772	749
5	886	861
6	958	929
7	1,037	1,007
8	1,099	1,068
9	1,151	1,117
10	1,179	1,143