



**ASSEMBLY AMENDMENT 9,  
TO 2009 ASSEMBLY BILL 462**

November 4, 2009 – Offered by Representative Vos.

1 At the locations indicated, amend the bill as follows:

2 **1.** Page 2, line 2: after “provided” insert “, terminating child care subsidy  
3 payments under Wisconsin Works if a case is referred to the district attorney on  
4 suspicion of fraud,”.

5 **2.** Page 21, line 12: after that line insert:

6 “**SECTION 36r.** 49.155 (3m) (g) of the statutes is created to read:

7 49.155 **(3m)** (g) If, on the basis of a reasonable suspicion of fraud on the part  
8 of an individual receiving a child care subsidy under this section, a county  
9 department or agency refers the matter to a district attorney, the county department  
10 or agency may terminate payment of any child care subsidy for child care services  
11 provided for a child of the individual. If the county department or agency decides to  
12 terminate an individual’s child care subsidy under this paragraph, and the  
13 individual does not rectify the situation after notice under s. 49.153 and either does

1 not timely petition for review under s. 49.152 of the termination of benefits or timely  
2 petitions for review under s. 49.152 but does not prevail, the individual shall not be  
3 eligible for a subsidy again until the earliest of any of the following occurs:

4 1. Six months elapse since the referral and the district attorney has not charged  
5 the individual with a crime in connection with the referral.

6 2. All charges filed in connection with the referral are dismissed.

7 3. The trial court reaches final disposition for all charges in connection with the  
8 referral and the individual is not adjudged guilty of a crime in connection with the  
9 referral.

10 4. The individual was adjudged guilty of a crime in connection with the referral  
11 and the conviction is reversed, set aside, or vacated.”.

12 **3.** Page 24, line 1: delete “This act” and substitute “Except for the treatment  
13 of section 49.155 (3m) (g) of the statutes, this act”.

14 **4.** Page 24, line 7: after that line insert:

15 “(2g) DISCONTINUATION OF CHILD CARE SUBSIDY IF MATTER REFERRED TO DISTRICT  
16 ATTORNEY. The treatment of section 49.155 (3m) (g) of the statutes first applies to  
17 matters based on a reasonable suspicion of fraud that are referred to a district  
18 attorney on the effective date of this subsection.”.

19 **5.** Page 24, line 13: after that line insert:

20 “(2g) DISCONTINUATION OF CHILD CARE SUBSIDY IF MATTER REFERRED TO DISTRICT  
21 ATTORNEY. The treatment of section 49.155 (3m) (g) of the statutes and SECTION 40  
22 (2g) of this act take effect on the day after publication.”.

23 (END)