



**ASSEMBLY AMENDMENT 1,  
TO 2009 ASSEMBLY BILL 510**

October 28, 2009 – Offered by COMMITTEE ON CHILDREN AND FAMILIES.

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

2 **1.** Page 7, line 8: delete that line and substitute “foster home”.

3 **2.** Page 7, line 19: after “denied” insert “or the kinship care relative is  
4 otherwise determined to be ineligible for licensure”.

5 **3.** Page 7, line 20: delete “denied.” and substitute “denied or the kinship care  
6 relative is otherwise determined to be ineligible for licensure.”.

7 **4.** Page 7, line 21: after “denied” insert “or the kinship care relative is not  
8 otherwise determined to be ineligible for licensure”.

9 **5.** Page 8, line 1: after “denied” insert “or the kinship care relative is otherwise  
10 determined to be ineligible for licensure”.

11 **6.** Page 8, line 2: delete “denied.” and substitute “denied or the kinship care  
12 relative is otherwise determined to be ineligible for licensure.”.

1           **7.** Page 8, line 4: delete “denied,” and substitute “denied or the kinship care  
2 relative is otherwise determined to be ineligible for licensure,”.

3           **8.** Page 9, line 11: delete lines 11 to 15 and substitute:

4           “**SECTION 10d.** 48.57 (3n) (am) 1. of the statutes is amended to read:

5           48.57 **(3n)** (am) 1. The long–term kinship care relative applies to the county  
6 department or department for payments under this subsection ~~and,~~ provides proof  
7 that he or she has been appointed as the guardian of the child ~~under s. 48.977 (2),~~  
8 and, if the child is placed in the home of the long–term kinship care relative under  
9 a court order, applies to the county department or department for a license to operate  
10 a foster home.”.

11           **9.** Page 9, line 24: after “denied” insert “or the long–term kinship care relative  
12 is otherwise determined to be ineligible for licensure”.

13           **10.** Page 9, line 25: delete “denied.” and substitute “denied or the long–term  
14 kinship care relative is otherwise determined to be ineligible for licensure.”.

15           **11.** Page 10, line 1: after “denied” insert “or the long–term kinship care  
16 relative is not otherwise determined to be ineligible for licensure”.

17           **12.** Page 10, line 7: after “denied” insert “or the long–term kinship care  
18 relative is otherwise determined to be ineligible for licensure”.

19           **13.** Page 10, line 8: delete “denied.” and substitute “denied or the long–term  
20 kinship care relative is otherwise determined to be ineligible for licensure.”.

21           **14.** Page 10, line 10: delete “denied,” and substitute “denied or the long–term  
22 kinship care relative is otherwise determined to be ineligible for licensure,”.

1           **15.** Page 10, line 24: delete “specified in s. 48.977 (4) (a)” and substitute “who  
2 is authorized to file a petition for the appointment of a guardian for the child”.

3           **16.** Page 11, line 6: delete that line and substitute “age by a foster home that  
4 is certified to provide level one care, as defined in the rules”.

5           **17.** Page 11, line 8: delete “licensed” and substitute “certified”.

6           **18.** Page 11, line 9: delete “that basic level of care,” and substitute “such level  
7 one care,”.

8           **19.** Page 11, line 13: delete that line and substitute “foster home that is  
9 certified to provide level one care, as defined in the rules”.

10          **20.** Page 11, line 15: delete “licensed” and substitute “certified”.

11          **21.** Page 11, line 16: delete “that basic level of care,” and substitute “such level  
12 one care,”.

13          **22.** Page 11, line 18: delete “department” and substitute “department, county  
14 department, or licensed child welfare agency”.

15          **23.** Page 11, line 21: delete “licensed” and substitute “licensed certified”.

16          **24.** Page 12, line 4: delete “licensed” and substitute “licensed certified”.

17          **25.** Page 12, line 6: delete the material beginning with “licensed” and ending  
18 with “care.” on line 8 and substitute “licensed certified to provide. A foster home that  
19 is certified to provide a given level of care under par. (a) may not provide foster care  
20 for any child whose needs are assessed to be above that level of care unless the  
21 department, county department, or child welfare agency issuing the foster home  
22 license determines that support or services sufficient to meet the child’s needs are  
23 in place and grants an exception to that prohibition.”.

1           **26.** Page 12, line 9: delete the material beginning with that line and ending  
2 with page 13, line 8, and substitute:

3           “**SECTION 14d.** 48.75 (1g) (c) (intro.) of the statutes is amended to read:

4           48.75 **(1g)** (c) (intro.) No license may be issued under par. (a) 1., 2., or 3. unless  
5 the public licensing agency issuing the license has notified the public licensing  
6 agency of the county in which the foster home will be located of its intent to issue the  
7 license and no license may be issued under par. (a) 2. or 3. unless the 2 public  
8 licensing agencies have entered into a written agreement under this paragraph. A  
9 public licensing agency is not required to enter into any agreement under this  
10 paragraph allowing the public licensing agency of another county to license a foster  
11 home within its jurisdiction. The written agreement shall include all of the  
12 following:

13           **SECTION 17g.** 48.75 (1g) (cm) of the statutes is created to read:

14           48.75 **(1g)** (cm) Notwithstanding that a written agreement under par. (c) is not  
15 required for the issuance of a license under par. (a) 1., the public licensing agency  
16 issuing the license shall have the responsibilities specified in par. (c) 1., shall be  
17 responsible for the costs specified in par. (c) 2., and shall have in place the procedures  
18 specified in par. (c) 3.

19           **SECTION 18d.** 48.75 (1g) (d) of the statutes is amended to read:

20           48.75 **(1g)** (d) If the public licensing agency issuing a license under par. (a) 1.,  
21 2. or 3. violates the agreement under par. (c), the public licensing agency of the county  
22 in which the foster home is located may terminate the agreement and, subject to ss.  
23 48.357 and 48.64, require the public licensing agency that issued the license to  
24 remove the child from the foster home within 30 days after receipt, by the public

