

1 “SECTION 682L. 25.99 of the statutes, as created by 2009 Wisconsin Act (this
2 act), is repealed.”.

3 **185.** Page 397, line 8: delete lines 8 to 13.

4 **186.** Page 399, line 17: delete “research” and substitute “research by the
5 department concerning invasive species that are aquatic species and for”.

6 **187.** Page 400, line 4: delete lines 4 to 16.

7 **188.** Page 402, line 16: delete “research” and substitute “research by the
8 department concerning invasive species that are aquatic species and for”.

9 **189.** Page 403, line 18: delete “\$11.25” and substitute “\$14.25”.

10 **190.** Page 410, line 17: delete the material beginning with that line and
11 ending with page 411, line 21.

12 **191.** Page 413, line 2: after that line insert:

13 “SECTION 738d. 36.11 (32) of the statutes is created to read:

14 36.11 (32) NURSING PROGRAM. The board shall plan for the establishment of a
15 bachelor of science nursing program at the University of Wisconsin-Stevens Point.”. **A**

16 ✓✓ **192.** Page 413, line 13: after that line insert:

17 “SECTION 738s. 36.11 (55) of the statutes is created to read:

18 36.11 (55) REVIEW OF SYSTEM CONTRACTS WITH RESEARCH COMPANIES. The board
19 shall review any contract submitted by the system under s. 946.13 (12) (b) 2. b. to
20 determine whether entering into the contract would constitute a violation of s.
21 946.13 (1). The board shall complete the review and, if the board determines that
22 entering into the contract would constitute a violation of s. 946.13 (1), notify the
23 system of its determination within 45 days after the date of submittal.”.

BRET JLD

1 ✓✓ **193.** Page 414, line 22: delete the material beginning with “with an” and
2 ending with “stating” on line 23 and substitute “with proof”.

3 ✓✓ **194.** Page 415, line 1: delete the material beginning with that line and ending
4 with page 416, line 22, and substitute:
5

“**SECTION 744d.** 36.27 (3n) (b) (intro.) of the statutes is amended to read:

6 36.27 **(3n)** (b) (intro.) Except as provided in subds. 1. to 3. and par. (bg), the
7 board shall grant full remission of academic fees and segregated fees for 128 credits
8 or 8 semesters, whichever is longer, less the number of credits or semesters for which
9 the person received remission of fees under s. 38.24 (7) and less the amount of any
10 academic fees or segregated fees paid under 38 USC 3319, to any resident student
11 who is also any of the following:

12 **SECTION 745d.** 36.27 (3n) (bg) of the statutes is created to read:

13 36.27 **(3n)** (bg) Before the Board of Regents may grant a remission of academic
14 fees and segregated fees under par. (b), the Board of Regents shall require the
15 resident student to apply to the payment of those fees all educational assistance to
16 which the resident student is entitled under 38 USC 3319. This requirement applies
17 notwithstanding the fact that the resident student may be entitled to educational
18 assistance under 10 USC 16132a, 10 USC 16163a, or 38 USC 3500 to 3566 as well
19 as under 38 USC 3319, unless the resident student has 12 months or less of eligibility
20 remaining for educational assistance under 10 USC 16132a, 10 USC 16163a, or 38
21 USC 3500 to 3566.

22 **SECTION 745f.** 36.27 (3n) (bm) of the statutes is created to read:

23 36.27 **(3n)** (bm) 1. For a resident student who is entitled to educational
24 assistance under 10 USC 16132a, 10 USC 16163a, or 38 USC 3500 to 3566 and under

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1 38 USC 3319, if the amount of educational assistance, not including educational
2 assistance for tuition, to which the resident student is entitled under 10 USC 16132a,
3 10 USC 16163a, or 38 USC 3500 to 3566 is greater than the amount of educational
4 assistance, not including educational assistance for tuition, that the resident
5 student received under 38 USC 3319 for an academic year, as determined by the
6 higher educational aids board, in June of the academic year the higher educational
7 aids board shall reimburse the resident student for the difference in those amounts
8 of educational assistance, as calculated by the higher educational aids board, from
9 the appropriation account under s. 20.235 (1) (fz). The higher educational aids board
10 shall make that determination and calculation in consultation with the Board of
11 Regents.

12 2. If in any fiscal year there are insufficient moneys available in the
13 appropriation account under s. 20.235 (1) (fz) to provide full reimbursement under
14 subd. 1. to all resident students who are eligible for that reimbursement, the higher
15 educational aids board and the Board of Regents shall reimburse those resident
16 students as provided in s. 39.50 (4).

17 ✓ **SECTION 746d.** 36.27 (3p) (b) of the statutes is amended to read:

18 36.27 (3p) (b) ~~The Except as provided in par. (bg), the board shall grant full~~
19 remission of nonresident tuition, academic fees, and segregated fees charged for 128
20 credits or 8 semesters, whichever is longer, less the number of credits or semesters
21 for which the person received remission of fees under s. 38.24 (8) and less the amount
22 of any academic fees or segregated fees paid under 10 USC 2107 (c) ~~or~~, 38 USC 3104
23 (a) (7) (A), or 38 USC 3313, to any student who is a veteran.

24 ✓ **SECTION 747d.** 36.27 (3p) (bg) of the statutes is created to read:

1 36.27 (3p) (bg) Before the Board of Regents may grant a remission of
2 nonresident tuition, academic fees, and segregated fees under par. (b), the board
3 shall require the student to apply to the payment of that tuition and those fees all
4 educational assistance to which the student is entitled under 38 USC 3313. This
5 requirement applies notwithstanding the fact that the student may be entitled to
6 educational assistance under 10 USC 16131 to 16137, 10 USC 16161 to 16166, or 38
7 USC 3001 to 3036 as well as under 38 USC 3313, unless the student has 12 months
8 or less of eligibility remaining for educational assistance under 10 USC 16131 to
9 16137, 10 USC 16161 to 16166, or 38 USC 3001 to 3036.

10 **SECTION 747f.** 36.27 (3p) (bm) of the statutes is created to read:

11 36.27 (3p) (bm) 1. For a student who is entitled to educational assistance under
12 10 USC 16131 to 16137, 10 USC 16161 to 16166, or 38 USC 3001 to 3036 and under
13 38 USC 3313, if the amount of educational assistance, not including educational
14 assistance for tuition, to which the student is entitled under 10 USC 16131 to 16137,
15 10 USC 16161 to 16166, or 38 USC 3001 to 3036 is greater than the amount of
16 educational assistance, not including educational assistance for tuition, that the
17 student received under 38 USC 3313 for an academic year, as determined by the
18 higher educational aids board, in June of the academic year the higher educational
19 aids board shall reimburse the student for the difference in those amounts of
20 educational assistance, as calculated by the higher educational aids board, from the
21 appropriation account under s. 20.235 (1) (fz). The higher educational aids board
22 shall make that determination and calculation in consultation with the Board of
23 Regents.

24 2. If in any fiscal year there are insufficient moneys available in the
25 appropriation account under s. 20.235 (1) (fz) to provide full reimbursement under

1 subd. 1. to all students who are eligible for that reimbursement, the higher
2 educational aids board and the Board of Regents shall reimburse those students as
3 provided in s. 39.50 (4)."

4 ✓✓ **195.** Page 417, line 16: after that line insert:

5 "SECTION 747rm. 36.49 of the statutes is created to read:

6 **36.49 Environmental program grants and scholarships.** From the
7 appropriation under s. 20.285 (1) (rm), the board shall annually do the following:

8 (1) Make need-based grants totaling \$100,000 to students who are members
9 of underrepresented groups and who are enrolled in a program leading to a
10 certificate or a bachelor's degree from the Nelson Institute for Environmental
11 Studies at the University of Wisconsin-Madison.

12 (2) Provide annual scholarships totaling \$100,000 to students enrolled in the
13 sustainable management degree program through the University of
14 Wisconsin-Extension."

15 ✓✓ **196.** Page 419, line 12: delete "an affidavit stating" and substitute "proof".

16 ✓ **197.** Page 419, line 21: delete the material beginning with ^{that line} and ending with
17 page 421, line 13, and substitute:

18 "SECTION 753d. 38.24 (7) (b) (intro.) of the statutes is amended to read:

19 38.24 (7) (b) (intro.) Except as provided in subds. 1. to 3. and par. (bg), the
20 district board shall grant full remission of fees under sub. (1m) (a) to (c) for 128
21 credits or 8 semesters, whichever is longer, less the number of credits or semesters
22 for which the person received remission of fees from any other district board under
23 this subsection and from the Board of Regents under s. 36.27 (3n) (b) and less the

1 amount of any fees paid under 38 USC 3319, to any resident student who is also any
2 of the following:

3 **SECTION 754d.** ✓ 38.24 (7) (bg) of the statutes is created to read:

4 38.24 (7) (bg) Before the district board may grant a remission of fees under par.
5 (b), the district board shall require the resident student to apply to the payment of
6 those fees all educational assistance to which the resident student is entitled under
7 38 USC 3319. This requirement applies notwithstanding the fact that the resident
8 student may be entitled to educational assistance under 10 USC 16132a, 10 USC
9 16163a, or 38 USC 3500 to 3566 as well as under 38 USC 3319, unless the resident
10 student has 12 months or less of eligibility remaining for educational assistance
11 under 10 USC 16132a, 10 USC 16163a, or 38 USC 3500 to 3566.

12 **SECTION 754f.** ✓ 38.24 (7) (bm) of the statutes is created to read:

13 38.24 (7) (bm) 1. For a resident student who is entitled to educational
14 assistance under 10 USC 16132a, 10 USC 16163a, or 38 USC 3500 to 3566 and under
15 38 USC 3319, if the amount of educational assistance, other than educational
16 assistance for tuition, to which the resident student is entitled under 10 USC 16132a,
17 10 USC 16163a, or 38 USC 3500 to 3566 is greater than the amount of educational
18 assistance, other than educational assistance for tuition, that the resident student
19 received under 38 USC 3319 for an academic year, as determined by the higher
20 educational aids board, in June of the academic year the higher educational aids
21 board shall reimburse the resident student for the difference in those amounts of
22 educational assistance, as calculated by the higher educational aids board, from the
23 appropriation account under s. 20.235 (1) (fz). The higher educational aids board
24 shall make that determination and calculation in consultation with the board and
25 district board.

1 2. If in any fiscal year there are insufficient moneys available in the
2 appropriation account under s. 20.235 (1) (fz) to provide full reimbursement under
3 subd. 1. to all resident students who are eligible for that reimbursement, the higher
4 educational aids board and the district board shall reimburse those resident
5 students as provided in s. 39.50 (4). ✓

6 **SECTION 755d.** 38.24 (8) (b) of the statutes is amended to read:

7 38.24 (8) (b) ~~The~~ Except as provided in par. (bg), the district board shall grant
8 full remission of the fees charged under sub. (1m) (a) to (c) for 128 credits or 8
9 semesters, whichever is longer, less the number of credits or semesters for which the
10 person received remission of fees from any other district board under this subsection
11 and from the Board of Regents under s. 38.27 (3p) and less the amount of any fees
12 paid under 10 USC 2107 (c) ~~or~~, 38 USC 3104 (a) (7) (A), or 38 USC 3313, to any student
13 who is a veteran. ✓

14 **SECTION 756d.** 38.24 (8) (bg) of the statutes is created to read:

15 38.24 (8) (bg) Before the district board may grant a remission of fees under par.
16 (b), the district board shall require the student to apply to the payment of those fees
17 all educational assistance to which the student is entitled under 38 USC 3313. This
18 requirement applies notwithstanding the fact that the student may be entitled to
19 educational assistance under 10 USC 16131 to 16137, 10 USC 16161 to 16166, or 38
20 USC 3001 to 3036 as well as under 38 USC 3313, unless the student has 12 months
21 or less of eligibility remaining for educational assistance under 10 USC 16131 to
22 16137, 10 USC 16161 to 16166, or 38 USC 3001 to 3036. ✓

23 **SECTION 756f.** 38.24 (8) (bm) of the statutes is created to read:

24 38.24 (8) (bm) 1. For a student who is entitled to educational assistance under
25 10 USC 16131 to 16137, 10 USC 16161 to 16166, or 38 USC 3001 to 3036 and under

1 38 USC 3313, if the amount of educational assistance, other than educational
2 assistance for tuition, to which the student is entitled under 10 USC 16131 to 16137,
3 10 USC 16161 to 16166, or 38 USC 3001 to 3036 is greater than the amount of
4 educational assistance, other than educational assistance for tuition, that the
5 student received under 38 USC 3313 for an academic year, as determined by the
6 higher educational aids board, in June of the academic year the higher educational
7 aids board shall reimburse the student for the difference in those amounts of
8 educational assistance, as calculated by the higher educational aids board, from the
9 appropriation account under s. 20.235 (1) (fz). The higher educational aids board
10 shall make that determination and calculation in consultation with the board and
11 district board.

12 2. If in any fiscal year there are insufficient moneys available in the
13 appropriation account under s. 20.235 (1) (fz) to provide full reimbursement under
14 subd. 1. to all students who are eligible for that reimbursement, the higher
15 educational aids board and the district board shall reimburse those students as
16 provided in s. 39.50 (4).[✓]

17 ^{✓✓}**198.** Page 421, line 20: delete “and” and substitute “or”.

18 [✓]**199.** Page 425, line 23: after that line insert:

19 “**SECTION 770j.** 39.50 (3m) (title) of the statutes is amended to read:

20 39.50 (3m) (title) ~~PRORATED~~ REMISSION OF FEES; PRORATED REIMBURSEMENT.

21 **SECTION 770k.** 39.50 (4) of the statutes is created to read:

22 39.50 (4) REIMBURSEMENT OF VETERANS AND DEPENDENTS; PRORATED
23 REIMBURSEMENT. In June of each fiscal year, the higher educational aids board shall
24 determine the total amount of reimbursement due to students under ss. 36.27 (3n)

1 (bm) 1. and (3p) (bm) 1. and 38.24 (7) (bm) 1. and (8) (bm) 1. If the moneys
2 appropriated under s. 20.235 (1) (fz) are not sufficient to provide full reimbursement
3 to those students, the higher educational aids board shall prorate the
4 reimbursement paid to those students under ss. 36.27 (3n) (bm) 1. and (3p) (bm) 1.
5 and 38.24 (7) (bm) 1. and (8) (bm) 1. in the proportion that the moneys available bears
6 to the total amount eligible for reimbursement under ss. 36.27 (3n) (bm) 1. and (3p)
7 (bm) 1. and 38.24 (7) (bm) 1. and (8) (bm) 1. If the higher educational aids board
8 prorates reimbursement under this subsection, the Board of Regents shall reimburse
9 a student who is eligible for reimbursement under s. 36.27 (3n) (bm) 1. or (3p) (bm)
10 1., and the appropriate technical college district board shall reimburse a student who
11 is eligible for reimbursement under s. 38.24 (7) (bm) 1. or (8) (bm) 1., in an amount
12 that is equal to the difference between the amount of reimbursement for which the
13 student is eligible and the amount of reimbursement paid by the higher educational
14 aids board.”.

15 ✓√**200.** Page 426, line 17: after that line insert:

16 “**SECTION 772r.** 40.02 (17) (intro.) of the statutes is amended to read:

17 40.02 (17) (intro.) “Creditable service” means the creditable current and prior
18 service, expressed in years and fractions of a year to the nearest one-hundredth, for
19 which a participating employee receives or is considered to receive earnings under
20 sub. (22) (e), ~~(ef)~~, or (em) and for which contributions have been made as required by
21 s. 40.05 (1) and (2) and creditable military service, service credited under s. 40.285
22 (2) (b) and service credited under s. 40.29, expressed in years and fractions of years
23 to the nearest one-hundredth. How much service in any annual earnings period is
24 the full-time equivalent of one year of creditable service shall be determined by rule

1 by the department and the rules may provide for differing equivalents for different
2 types of employment. Except as provided under s. 40.285 (2) (e) and (f), the amount
3 of creditable service for periods prior to January 1, 1982, shall be the amount for
4 which the participant was eligible under the applicable laws and rules in effect prior
5 to January 1, 1982. No more than one year of creditable service shall be granted for
6 any annual earnings period. Creditable service is determined in the following
7 manner for the following persons:"

8 ✓✓ **201.** Page 427, line 21: after that line insert:

9 "SECTION 775h. 40.02 (22) (ef) of the statutes is created to read:

10 40.02 (22) (ef) For Wisconsin retirement system purposes only, for a state
11 employee, means compensation that would have been payable to the participant, at
12 the participant's rate of pay immediately prior to the beginning of any mandatory
13 temporary reduction of work hours or days during the period from July 1, 2009, to
14 June 30, 2011, for service that would have been rendered by the participant during
15 that period if the mandatory temporary reduction of work hours or days had not been
16 in effect. Contributions and premiums on earnings considered to be received under
17 this paragraph shall be paid as required under s. 40.05."

18 ✓✓ **202.** Page 428, line 18: after "under s." insert "66.1038 or".

19 ✓✓ **203.** Page 429, line 5: after "under s." insert "66.1038 or".

20 ✓✓ **204.** Page 429, line 8: after that line insert:

21 "SECTION 779d. 40.02 (33) (a) 1. of the statutes is amended to read:

22 40.02 (33) (a) 1. The participant's total earnings received or considered to be
23 received under sub. (22) (e), (ef), or (em) and for which contributions are made under
24 s. 40.05 (1) and (2) during the 3 annual earnings periods (excluding any period more

1 than 3 years prior to the effective date for any participating employer) in which the
2 earnings were the highest, subject to the annual compensation limits under 26 USC
3 401 (a) (17) for a participating employee who first becomes a participating employee
4 on or after January 1, 1996; by”.

5 ✓✓ **205.** Page 429, line 9: delete lines 9 to 20.

6 ✓✓ **206.** Page 434, line 10: delete the material beginning with that line and
7 ending with page 435, line 15.

8 ✓✓ **207.** Page 436, line 3: delete lines 3 to 12.

9 ✓✓ **208.** Page 441, line 6: before “632.895” insert “632.885”.

10 ✓✓ **209.** Page 441, line 11: after “632.855,” insert “632.885”.

11 ✓✓ **210.** Page 452, line 24: delete “\$1,296,500 in each fiscal year and,” and
12 substitute “\$1,365,500 in each fiscal year and,”.

13 ✓✓ **211.** Page 453, line 2: delete “2010-11, and” and substitute “2010-11”.

14 ✓✓ **212.** Page 453, line 3: delete lines 3 to 5 and substitute “for services for
15 juveniles placed at the Mendota”.

16 ✓✓ **213.** Page 456, line 20: delete that line.

17 ✓✓ **214.** Page 457, line 12: delete “~~in accordance with s. 46.031 (1)~~” and substitute
18 “in accordance with s. 46.031 (1)”.

19 ✓✓ **215.** Page 457, line 16: delete that line.

20 ✓✓ **216.** Page 459, line 14: delete “benefit.” and substitute “benefit.”.

21 ✓ **217.** Page 459, line 16: delete “year.” and substitute “year or who participates
22 in the self-directed services option, which is operated under a waiver from the”.

1 secretary of the federal department of health and human services under 42 USC
2 1396n (c). ✓

3 ✓✓ **218.** Page 463, line 17: after that line insert:

4 “**SECTION 883x.** 46.2897 of the statutes is created to read:

5 **46.2897 Self-directed services option; advocacy services.** The
6 department shall allow a participant in the self-directed services option that is
7 operated under a waiver from the secretary of the federal department of health and
8 human services under 42 USC 1396n (c) to access the advocacy services contracted
9 for by the department under s. 46.281 (1n) (e).” ✓

10 ✓✓ **219.** Page 495, line 3: delete that line.

11 ✓✓ **220.** Page 497, line 12: delete “~~a kinship care relative~~” and substitute “a
12 kinship care relative or is”.

13 ✓✓ **221.** Page 498, line 2: delete “~~or kinship care relative~~” and substitute “or
14 kinship care relative”.

15 ✓✓ **222.** Page 498, line 4: delete “~~or kinship care relative~~” and substitute “or
16 kinship care relative”.

17 ✓✓ **223.** Page 498, line 13: delete “~~or kinship care relative~~” and substitute “or
18 kinship care relative”.

19 ✓✓ **224.** Page 498, line 15: delete “~~or kinship care relative~~” and substitute “or
20 kinship care relative”.

21 ✓✓ **225.** Page 498, line 20: delete “~~or~~”.

22 ✓ **226.** Page 498, line 21: delete “~~kinship care relative~~” and substitute “or
23 kinship care relative”.

1 ✓✓ **227.** Page 498, line 22: delete “~~or kinship care relative~~” and substitute “or
2 kinship care relative”.

3 ✓✓ **228.** Page 498, line 24: delete “~~or kinship care relative~~” and substitute “or
4 kinship care relative”.

5 ✓✓ **229.** Page 499, line 20: after that line insert:

6 “**SECTION 979v.** 48.48 (8p) of the statutes is created to read:

7 48.48 (8p) To reimburse tribes and county departments, from the
8 appropriation under s. 20.437 (1) (kz), for unexpected or unusually high-cost
9 out-of-home care placements of Indian children by tribal courts. In this subsection,
10 “unusually high-cost out-of-home care placements” means the amount by which the
11 cost to a tribe or to a county department of out-of-home care placements of Indian
12 children by tribal courts exceeds \$50,000 in a fiscal year.”.

13 ✓✓ **230.** Page 501, line 20: delete “\$2,125,200” and substitute “\$2,215,200
14 \$2,097,700”.

15 ✓✓ **231.** Page 501, line 22: delete “, \$1,144,300” and substitute “, \$1,171,800”.

16 ✓✓ **232.** Page 502, line 1: delete “^{the} Gay Straight Alliance for Safe Schools, Inc.” and
17 substitute “Diverse and Resilient, Inc.”.

18 ✓✓ **233.** Page 504, line 1: delete lines 1 and 2.

19 ✓✓ **234.** Page 504, line 24: delete lines 24 and 25.

20 ✓✓ **235.** Page 505, line 22: delete lines 22 and 23.

21 ✓✓ **236.** Page 508, line 21: after “care” insert “to a foster home that is receiving
22 an age-related rate under this subsection”.

23 ✓✓ **237.** Page 509, line 10: delete lines 10 to 20.

1 ✓✓ **238.** Page 511, line 3: delete lines 3 to 9.

2 ✓✓ **239.** Page 512, line 19: after “home” insert “that is receiving an age-related
3 monthly rate under sub. (4)”.

4 ✓✓ **240.** Page 513, line 2: after that line insert:

5 “**SECTION 1022b.** 48.62 (9) of the statutes is created to read:

6 48.62 (9) As soon as the department is ready to implement the rules
7 promulgated under sub. (8), the secretary shall send a notice to the legislative
8 reference bureau for publication in the Wisconsin Administrative Register that
9 states the date on which the provisions of 2009 Wisconsin Act (this act), relating
10 to foster care levels of care will become effective.”.

11 ✓ **241.** Page 524, line 11: after that line insert:

12 “**SECTION 1051n.** 48.648 of the statutes is created to read:

13 **48.648 Foster children’s bill of rights. (1)** The department and all county
14 departments and licensed child welfare agencies shall respect the rights of all foster
15 children. These rights shall include the right to all of the following:

16 (a) Live in a safe, healthy, and comfortable home where the foster child is
17 treated with respect.

18 (b) Be free from physical, sexual, emotional, or other abuse or corporal
19 punishment.

20 (c) Receive adequate and healthy food and adequate clothing.

21 (d) Receive medical, dental, vision, and mental health services.

22 (e) Be free from the administration of medication or chemical substances,
23 unless authorized by a physician.

24 (f) Contact family members, unless prohibited by court order.

1 (g) Visit and contact siblings, unless prohibited by court order.

2 (h) Contact the department, a county department, or a licensed child welfare
3 agency regarding violations of rights, to speak to representatives of those agencies
4 confidentially, and to be free from threats or punishments for making complaints.

5 (i) Make and receive confidential telephone calls and send and receive
6 confidential mail and electronic mail, if electronic mail is available at the foster
7 child's placement.

8 (j) Attend religious services and activities of the foster child's choice.

9 (k) Manage personal income, consistent with the foster child's age and
10 developmental level, unless prohibited by the foster child's case plan.

11 (L) Not be locked in any room.

12 (m) Attend school and participate in extracurricular, cultural, and personal
13 enrichment activities, consistent with the foster child's age and developmental level.

14 (n) Work as permitted under state and federal law and to develop job skills at
15 an age-appropriate level.

16 (o) Have social contacts with people outside of the child welfare system, such
17 as teachers, church members, mentors, and friends.

18 (p) Attend court hearings and speak to the judge.

19 (q) Have storage space for private use.

20 (r) Review the foster child's permanency plan if he or she is over 12 years of age
21 and to receive information about that permanency plan and any changes to that
22 permanency plan.

23 (s) Be free from unreasonable searches of personal belongings.

24 (t) Have fair and equal access to all available services, placement, care,
25 treatment, and benefits, and to not be subjected to discrimination or harassment on

1 the basis of actual or perceived race, ethnicity, ancestry, national origin, religion, sex,
2 sexual orientation, mental or physical disability, or human immunodeficiency virus
3 status.

4 (u) Have access, if 16 years of age or over, to information regarding the
5 educational options available, including the prerequisites for vocational and
6 postsecondary education options and information regarding financial aid for
7 postsecondary education.

8 (2) When a child is placed in a foster home, the department, county
9 department, or licensed child welfare agency placing the child shall provide the child
10 with a written copy of the foster children's bill of rights in the child's primary
11 language, if possible, and shall inform the child of the rights provided by the foster
12 children's bill of rights orally using language or means that are appropriate to the
13 child's age and developmental level and that ensure that the child understands the
14 meaning of the bill of rights.

15 **SECTION 1051o.** 48.649 of the statutes is created to read:

16 **48.649 Foster parent's bill of rights.** (1) The department and all county
17 departments and licensed child welfare agencies shall respect the rights of all foster
18 parents. These rights shall include the right to all of the following:

19 (a) Be treated with dignity, respect, and consideration as a professional
20 member of the child welfare team.

21 (b) Be given training prior to receiving children in the home and appropriate
22 ongoing training to meet the foster parent's needs and improve the foster parent's
23 skills.

1 (c) Be informed of how to contact the appropriate agency in order to receive
2 information on and assistance in accessing supportive services for a foster child in
3 the foster parent's care.

4 (d) Receive timely financial reimbursement commensurate with the care needs
5 of a foster child in the foster parent's care as specified in the foster child's permanency
6 plan.

7 (e) Be provided a clear, written understanding of the permanency plan and case
8 plan of a child placed in the foster parent's care to the extent that those plans concern
9 the placement of the foster child in the foster parent's home.

10 (f) Be provided a fair, timely, and impartial investigation of complaints
11 concerning the foster parent's licensure, to be provided with the opportunity to have
12 a person of the foster parent's choosing present during the investigation, and to be
13 provided due process during the investigation.

14 (g) Receive information that is necessary and relevant to the care of a foster
15 child placed in the foster parent's care at any time during which the foster child is
16 placed with the foster parent.

17 (h) Be notified of scheduled meetings and provided with information relating
18 to the case management of a foster child placed in the foster parent's care in order
19 to actively participate in the case planning and decision-making process regarding
20 the foster child.

21 (i) Be informed of decisions regarding a foster child placed in the foster parent's
22 care made by the court or the agency responsible for the care and placement of the
23 foster child.

24 (j) Provide input concerning the case plan of a foster child placed in the foster
25 parent's care and to have that input given full consideration in the same manner as

1 information presented by any other professional member of the child welfare team
2 and to communicate with other professionals who work with the foster child within
3 the context of the child welfare team, including therapists, physicians, and teachers.

4 (k) Be given, in a timely and consistent manner, any information a case worker
5 has regarding a foster child placed in the foster parent's care and the child's family
6 that is pertinent to the care and needs of the foster child and to the making of a case
7 plan for the foster child.

8 (L) Be given clear instruction on the disclosure of information concerning a
9 foster child placed in the foster parent's care and the foster child's family.

10 (m) Be given reasonable written notice of any changes to the permanency plan
11 of a foster child placed in the foster parent's care, plans to remove a foster child from
12 the foster parent's home, and the reasons for removing the foster child, except under
13 circumstances when the foster child is in imminent risk of harm.

14 (n) Be notified in a timely and complete manner of all court hearings and of the
15 rights of the foster parent at the hearing.

16 (o) Be considered as a placement option when a foster child who was formerly
17 placed with the foster parent reenters foster care, if that placement is consistent with
18 the best interest of the child and of any other children in the home.

19 (p) Have timely access to any administrative or judicial appeal processes and
20 to be free from acts of harassment and retaliation by any other party when exercising
21 the right to appeal.

22 (2) The department, county department, or licensed child welfare agency shall
23 provide a foster parent with a written copy of the foster parent's bill of rights in his
24 or her primary language, if possible, when the department, county department, or
25 licensed child welfare agency issues or renews a foster care license." ✓

1 ✓✓ **242.** Page 527, line 3: delete “48.658” and substitute “48.659”.

2 ✓✓ **243.** Page 527, line 4: delete “48.658” and substitute “48.659”.

3 ✓✓ **244.** Page 529, line 2: delete “and treatment foster parents”.

4 ✓✓ **245.** Page 529, line 4: delete “or treatment foster care”.

5 ✓✓ **246.** Page 529, line 7: after that line insert:

6 “**SECTION 1062b.** 48.67 (4) of the statutes, as created by this act, is amended
7 to read:

8 48.67 (4) That all foster parents ~~and treatment foster parents~~ successfully
9 complete training in the care and support needs of children who are placed in foster
10 care ~~or treatment foster care~~ that has been approved by the department. The
11 department shall promulgate rules prescribing the training that is required under
12 this subsection and shall monitor compliance with this subsection according to those
13 rules.”.

14 ✓✓ **247.** Page 531, line 5: delete that line and substitute “foster home that is
15 licensed under s. 48.62;”.

16 ✓✓ **248.** Page 531, line 6: delete “s. 48.62 (5)”.

17 ✓✓ **249.** Page 533, line 1: delete lines 1 and 2 and substitute “home ~~or treatment~~
18 foster home under s. 48.62.”.

19 ✓✓ **250.** Page 533, line 3: delete “s. 48.62 (5)”.

20 ✓✓ **251.** Page 533, line 18: delete “the”.

21 ✓✓ **252.** Page 533, line 19: delete that line.

22 ✓✓ **253.** Page 533, line 20: delete “to a person under s. 48.62 (5)”.

23 ✓✓ **254.** Page 535, line 22: delete “the”.

- 1 ✓✓ **255.** Page 535, line 23: delete that line.
- 2 ✓✓ **256.** Page 535, line 24: delete “payments under s. 48.62 (5).”.
- 3 ✓✓ **257.** Page 537, line 12: delete lines 12 and 13 and substitute “under s. 48.62,
4 and a school board”.
- 5 ✓✓ **258.** Page 557, line 12: delete “, 2009 stats”.
- 6 ✓✓ **259.** Page 557, line 15: delete lines 15 to 17 and substitute:
- 7 “**SECTION 1132c.** 49.01 (3m) of the statutes is repealed and recreated to read:
8 49.01 (3m) “Relief agency” means a tribal governing body or an agency under
9 contract with a tribal governing body to administer relief if the tribal governing body
10 operates a relief program funded by a relief block grant.
- 11 **SECTION 1132h.** 49.01 (8j) of the statutes is repealed.
- 12 **SECTION 1133c.** 49.015 (1) (a) of the statutes is amended to read:
13 49.015 (1) (a) Except as provided in sub. (3) (a), the individual resides ~~in a~~
14 ~~county, or on tax-free land, in on~~ which the ~~county or~~ tribal governing body operates
15 a program funded by a relief block grant.
- 16 **SECTION 1133e.** 49.015 (1) (c) of the statutes is amended to read:
17 49.015 (1) (c) The individual qualifies under written criteria of dependency
18 under s. 49.02 (1) (b) established by the relief agency ~~in that county or~~ on that
19 tax-free land.
- 20 **SECTION 1133g.** 49.015 (3) (a) of the statutes is amended to read:
21 49.015 (3) (a) A relief agency may waive the requirement under sub. (1) (a) for
22 an individual receiving health care services from a trauma center that meets the
23 criteria established by the American College of Surgeons for classification as a Level
24 I trauma center. ~~If the county waives the requirement under sub. (1) (a) for an~~

1 ~~individual, the county may seek reimbursement from the individual's county of~~
2 ~~residence if that county operates a program funded by a relief block grant.~~

3 **SECTION 1134b.** 49.02 (1) (intro.) of the statutes is amended to read:

4 49.02 (1) ELIGIBILITY FOR RELIEF BLOCK GRANTS. (intro.) A ~~county or~~ tribal
5 governing body is eligible to receive a relief block grant if all of the following
6 conditions are met:

7 **SECTION 1134d.** 49.02 (1) (a) of the statutes is amended to read:

8 49.02 (1) (a) The ~~county board or~~ tribal governing body adopts a resolution
9 applying for a relief block grant.

10 **SECTION 1134f.** 49.02 (1) (b) of the statutes is amended to read:

11 49.02 (1) (b) The ~~county or~~ tribal governing body establishes written criteria
12 to be used to determine dependency and reviews these written criteria at least
13 annually.

14 **SECTION 1134h.** 49.02 (1) (c) (intro.) of the statutes is amended to read:

15 49.02 (1) (c) (intro.) The ~~county or~~ tribal governing body submits to the
16 department a plan for the provision of services to be funded by the relief block grant.
17 The plan shall include all of the following:

18 **SECTION 1134j.** 49.02 (1) (c) 1. of the statutes is amended to read:

19 49.02 (1) (c) 1. How the ~~county or~~ tribal governing body will determine
20 eligibility and how these eligibility determinations may be appealed. The procedures
21 for determining eligibility and for notice, fair hearing, and review shall be consistent
22 with rules promulgated by the department under sub. (7m).

23 **SECTION 1134L.** 49.02 (1) (c) 2. of the statutes is amended to read:

24 49.02 (1) (c) 2. How the ~~county or~~ tribal governing body will determine which
25 health care services are needed by a dependent person.

1 **SECTION 1134n.** 49.02 (1) (c) 4. of the statutes is repealed.

2 **SECTION 1134p.** 49.02 (1e) of the statutes is amended to read:

3 49.02 (1e) RELIEF AGENCIES. If a ~~county~~ or tribal governing agency body is
4 eligible to receive a relief block grant, the ~~county~~ or tribal governing body shall
5 establish or designate a relief agency to administer relief under this section.

6 **SECTION 1134r.** 49.02 (2) (b) of the statutes is amended to read:

7 49.02 (2) (b) The contract between the relief agency and the private health care
8 provider provides that all records of the health care provider relating to the
9 administration and provision of the health care services shall be open to inspection
10 at all reasonable hours by authorized representatives of the ~~county~~ tribal governing
11 body and the department.

12 **SECTION 1134t.** 49.02 (2) (f) of the statutes is amended to read:

13 49.02 (2) (f) The contract prohibits the health care provider from holding an
14 individual recipient of health care services funded under this section liable for the
15 difference between the costs of the health care services and the amount paid to the
16 health care provider by the ~~county~~ tribal governing body for the services.”. ✓

17 ✓✓ **260.** Page 557, line 20: delete that line.

18 ✓✓ **261.** Page 559, line 16: delete the material beginning with that line and
19 ending with page 560, line 12.

20 ✓✓ **262.** Page 563, line 12: after that line insert:

21 “**SECTION 1161c.** 49.147 (4m) of the statutes is created to read:

22 49.147 (4m) SUBSIDIZED PRIVATE SECTOR EMPLOYMENT. (a) Subject to pars. (b) and
23 (cm), the department shall establish and administer a subsidized private sector
24 employment program, under which participants shall be paid the benefits under s.

1 49.148 (1) (d) for work in projects that the department determines would serve a
2 useful public purpose or projects the cost of which is partially or wholly offset by
3 revenue generated from such projects. An individual may participate in a project
4 under this subsection for a maximum of 6 months, with an opportunity for an
5 extension.

6 (b) Subject to par. (cm), the department shall begin operating the program
7 under this subsection only if all of the following occur:

8 1. The secretary structures the subsidized private sector employment program
9 in such a manner that the total cost for a participant in the program under this
10 subsection does not exceed what the total cost would be for the participant in the
11 community service job program administered under sub. (4).

12 2. The secretary determines that the cash flow to a participant in the subsidized
13 private sector employment program under this subsection, including the advance
14 payment of any tax credit, is not less than what the cash flow would be to the
15 participant in the community service job program administered under sub. (4).

16 3. The secretary determines that administering the subsidized private sector
17 employment program in the manner provided under this subsection is permitted
18 under federal law or under a waiver, or an amendment to a waiver, approved by the
19 federal department of health and human services for the operation of Wisconsin
20 Works.

21 (c) 1. If the secretary of children and families determines that a waiver, or an
22 amendment to a waiver, is necessary to administer the subsidized private sector
23 employment program in the manner provided under this subsection, the secretary
24 of children and families shall no later than September 30, 2009, request the waiver
25 or the amendment to the waiver from the secretary of the federal department of

1 health and human services to permit the secretary of children and families to
2 administer the subsidized private sector employment program in the manner
3 provided under this subsection.

4 2. If the secretary determines that administering the subsidized private sector
5 employment program in the manner provided under this subsection would
6 necessitate changes in the federal Temporary Assistance for Needy Families block
7 grant program legislation under 42 USC 601 et seq., the secretary shall pursue the
8 necessary changes to the federal legislation.

9 (cm) 1. Except as provided in subd. 2., the department may not begin operating
10 the program under this subsection before January 1, 2011.

11 2. If the department determines that a waiver, an amendment to a waiver, or
12 changes in the federal Temporary Assistance for Needy Families block grant
13 program legislation are necessary for administering the subsidized private sector
14 employment program in the manner provided under this section, the department
15 may not begin operating the program under this subsection before the later of the
16 following:

17 a. The waiver or waiver amendment is approved and in effect or the federal
18 legislation changes are adopted and in effect, or both, whichever is applicable.

19 b. January 1, 2011.

20 (d) 1. The department shall promulgate rules for the establishment and
21 administration of the program under this subsection.

22 2. The department may promulgate emergency rules under s. 227.24 for the
23 establishment and administration of this subsection for the period before the
24 effective date of any permanent rules promulgated under subd. 1., but not to exceed
25 the period authorized under s. 227.24 (1) (c) and (2). Notwithstanding s. 227.24 (1)

1 (a), (2) (b), and (3), the department is not required to provide evidence that
2 promulgating a rule under this subdivision as an emergency rule is necessary for the
3 preservation of the public peace, health, safety, or welfare and is not required to
4 provide a finding of emergency for a rule promulgated under this subdivision.” ✓

5 ✓✓ **263.** Page 564, line 13: after that line insert:

6 “SECTION 1172c. 49.148 (1) (intro.) of the statutes is amended to read:

7 49.148 (1) BENEFIT AND WAGE LEVELS FOR PARTICIPANTS IN EMPLOYMENT POSITIONS.

8 (intro.) A participant in a Wisconsin ~~works~~ Works employment position shall receive
9 the following wages or benefits.”

10 ✓✓ **264.** Page 564, line 23: after that line insert:

11 “SECTION 1173c. 49.148 (1) (d) of the statutes is created to read:

12 49.148 (1) (d) *Subsidized private sector employment.* 1. In this paragraph,
13 “benefits” means compensation in the form of the state or federal minimum wage,
14 whichever is higher.

15 2. For a participant in subsidized private sector employment under s. 49.147
16 (4m), a monthly grant of not more than \$25, as well as benefits for each hour actually
17 worked in subsidized private sector employment, up to 20 hours per week.”

18 ✓✓ **265.** Page 572, line 21: delete “48.57 (3m) or” and substitute “48.57 (3m) or”.

19 ✓✓ **266.** Page 572, line 22: delete “(3n)” and substitute “(3n) or”.

20 ✓✓ **267.** Page 573, line 1: delete lines 1 to 10.

21 ✓ **268.** Page 573, line 13: delete “~~with a kinship care~~” and substitute “with a
22 kinship care”.

1 ✓✓ **269.** Page 573, line 14: delete that line and substitute “relative under s. 48.57
2 (3m) or with a long-term kinship care relative under s. 48.57”.

3 ✓ **270.** Page 573, line 15: delete “(3n) or” and substitute “(3n) or”.

4 ✓ **271.** Page 573, line 20: delete “48.57 (3m) or (3n) or” and substitute “48.57
5 (3m) or (3n) or”.

6 ✓✓ **272.** Page 574, line 11: delete lines 11 to 24.

7 ✓✓ **273.** Page 575, line 19: delete lines 19 and 20.

8 ✓ **274.** Page 578, line 21: delete that line and substitute:

9 “49.155 (6g) AUTHORIZED CHILD CARE HOURS. (a) 1. In this paragraph,
10 “department” means the department or the county department or agency
11 determining and authorizing the amount of child care for which an individual may
12 receive a subsidy under this section.

13 2. Except as provided in subd. 3., the department shall authorize no more than
14 12 hours of child care per day per child. ✓

15 3. The department may authorize more than 12 hours, not exceeding 16 hours,
16 of child care per day for a child whose parent provides written documentation of work
17 or transportation requirements that exceed 12 hours in a day.

18 4. If the authorized hours of child care per day for a child will be reduced from
19 more than 12 to 12 or less because the child’s parent does not provide the written
20 documentation required under subd. 3., the department shall provide to the child’s
21 parent who is receiving the subsidy under this section and to the child’s child care
22 provider 4 weeks’ notice of the reduction in authorized hours before actually reducing
23 the child’s authorized hours.

24 (am) If” ✓

1 ✓✓ **275.** Page 579, line 9: delete “parents” and substitute “parent who is receiving
2 the subsidy under this section”.

3 ✓✓ **276.** Page 579, line 16: delete “(a)” and substitute “(am)”.

4 ✓✓ **277.** Page 579, line 19: delete “parents” and substitute “parent who is
5 receiving the subsidy under this section”. ✓

6 ✓✓ **278.** Page 581, line 6: after that line insert:

7 “**SECTION 1216k.** 49.162 of the statutes is created to read:

8 **49.162 Transitional jobs demonstration project.** (1) In this section,
9 “Wisconsin Works” has the meaning given in s. 49.141 (1) (p).

10 (2) Subject to sub. (3) (b), the department shall conduct a demonstration
11 project, beginning on January 1, 2010, that offers transitional jobs to low-income
12 adults. To be eligible to participate in the demonstration project, an individual must
13 satisfy all of the following criteria:

14 (a) Be at least 21 but not more than 64 years of age.

15 (b) Be ineligible for Wisconsin Works.

16 (c) Have an annual household income that is below 150 percent of the poverty
17 line.

18 (d) Be unemployed for at least 4 weeks.

19 (e) Be ineligible to receive unemployment insurance benefits.

20 (3) (a) The department shall provide up to 2,500 transitional jobs under the
21 demonstration project. The jobs shall be allocated among Milwaukee County, Dane
22 County, Racine County, Kenosha County, Rock County, Brown County, and other
23 regions of the state, as determined by the department, in the same proportion as the

1 total number of Wisconsin Works participants are allocated among those counties
2 and other regions as of June 30, 2009.

3 (b) The department shall seek federal funds to pay for the cost of operating the
4 demonstration project, and may conduct the project only to the extent that the
5 department obtains federal funds.

6 (c) The department shall promulgate rules for the operation of the
7 demonstration project under this section.”

8 ✓✓ **279.** Page 585, line 18: delete lines 18 to 23 and substitute:

9 “SECTION 1242b. 49.175 (1) (s) of the statutes, as affected by 2009 Wisconsin
10 Act ... (this act), is amended to read:

11 49.175 (1) (s) *Kinship care ~~and~~, long-term kinship care, and foster care*
12 *assistance.* For the kinship care and long-term kinship care programs under s. 48.57
13 (3m), (3n), and (3p) and for foster care for relatives under s. 48.62, \$24,435,000 in
14 fiscal year 2009-10 and \$24,435,000 in fiscal year 2010-11.”

15 ✓✓ **280.** Page 593, line 8: delete the material beginning with that line and ending
16 with page 594, line 3.

17 ✓✓ **281.** Page 596, line 3: delete lines 3 to 14.

18 ✓✓ **282.** Page 597, line 3: delete the material beginning with that line and ending
19 with page 598, line 9.

20 ✓✓ **283.** Page 609, line 13: after that line insert:

21 “SECTION 1292n. 49.45 (6u) (am) (intro.) of the statutes is amended to read:

22 49.45 (6u) (am) (intro.) Notwithstanding sub. (6m), from the appropriations
23 under s. 20.435 (4) (o), and (w), for reduction of operating deficits, as defined under
24 the methodology used by the department in December 2000, incurred by a facility

1 that is established under s. 49.70 (1) or that is owned and operated by a city, village,
2 or town, and as payment to care management organizations, the department ~~may not~~
3 shall distribute to these facilities and to care management organizations ~~more than~~
4 ~~\$37,100,000~~ a total of \$39,100,000 in each fiscal year, ~~as determined by the~~
5 ~~department~~. The total amount that a county certifies under this subsection may not
6 exceed 100% of otherwise-unreimbursed care. In distributing funds under this
7 subsection, the department shall perform all of the following:” ✓

8 ✓✓ **284.** Page 609, line 23: delete lines 23 and 24.

9 ✓✓ **285.** Page 610, line 3: delete that line and substitute:

10 “SECTION 1294m. 49.45 (6y) (b) of the statutes is amended to read:

11 49.45 (6y) (b) The department need not promulgate as rules under ch. 227 the
12 procedures, methods of distribution, and criteria required for distribution under
13 ~~pars. (a) and (am) par. (a).~~”

14 ✓✓ **286.** Page 610, line 4: delete lines 4 and 5.

15 ✓✓ **287.** Page 611, line 13: after that line insert:

16 “SECTION 1301c. 49.45 (24d) of the statutes is created to read:

17 49.45 (24d) PRIMARY CARE PROVIDER; MANAGED CARE ORGANIZATIONS. (a) In this
18 subsection, “managed care organization” includes a health maintenance
19 organization, a limited service health organization, and a preferred provider plan.

20 (b) In a contract with a managed care organization to provide medical
21 assistance, the department shall require the managed care organization to assign to
22 each enrollee who receives medical assistance a primary care provider.

1 (c) The managed care organization under contract under par. (b) shall pay to
2 the primary care provider a monthly fee per each patient who is a recipient of medical
3 assistance for care coordination.”.

4 ✓✓ **288.** Page 618, line 14: after that line insert:

5 “SECTION 1313h. 49.45 (43m) of the statutes is created to read:

6 49.45 (43m) CASE MANAGEMENT FOR CHILDREN WITH MEDICALLY COMPLEX
7 CONDITIONS. The department shall provide case management services to an
8 individual who is under 19 years of age and who is a recipient of medical assistance
9 and who has a medically complex condition.”.

10 ✓✓ **289.** Page 619, line 12: after that line insert:

11 “SECTION 1313p. 49.45 (44g) of the statutes is created to read:

12 49.45 (44g) PRENATAL CARE COORDINATION; MANAGED CARE ORGANIZATIONS. (a) In
13 this subsection, “managed care organization” includes a health maintenance
14 organization, a limited service health organization, and a preferred provider plan.

15 (b) In a contract with a managed care organization to provide medical
16 assistance, the department shall require the managed care organization to provide
17 or contract with a prenatal care coordination program to serve recipients of medical
18 assistance.

19 (c) The managed care organization under contract under par. (b) shall ensure
20 that each enrollee who is pregnant and who is a recipient of medical assistance is
21 enrolled in the prenatal care coordination program under par. (b).”.

22 ✓✓ **290.** Page 619, line 22: after that line insert:

23 “SECTION 1315n. 49.45 (50m) of the statutes is created to read:

1 49.45 (50m) CHRONIC DISEASE MANAGEMENT; MANAGED CARE ORGANIZATIONS. (a)

2 In this subsection, "managed care organization" includes a health maintenance
3 organization, a limited service health organization, and a preferred provider plan.

4 (b) In a contract with a managed care organization to provide medical
5 assistance, the department shall require the managed care organization to provide
6 a chronic disease management and case coordination program for every recipient of
7 medical assistance diagnosed with diabetes, asthma, congestive heart failure,
8 coronary artery disease, or a primary or secondary behavioral health diagnosis,
9 including substance abuse and depression." ✓

10 *ECC* ✓ **291.** Page 621, line 13 after that line insert: *12*

11 "SECTION 1317n. 49.45 (60) of the statutes is created to read:

12 49.45 (60) DENTAL SERVICES IN SOUTHEASTERN WISCONSIN. Beginning on January
13 1, 2010, the department shall provide dental benefits under this subchapter in
14 Kenosha, Milwaukee, Racine, and Waukesha counties on a fee-for-service basis."

15 ✓✓ **292.** Page 621, line 17: delete that line.

16 ✓✓ **293.** Page 623, line 6: delete lines 6 to 12. *B*

17 **294.** Page 626, line 20: after that line insert: *C*

18 "SECTION 1337n. 49.471 (4) (d) of the statutes is created to read:

19 49.471 (4) (d) An individual is eligible to purchase coverage of the benefits
20 described in sub. (11) for himself or herself and for his or her spouse and dependent
21 children, at the full per member per month cost of coverage, if all of the following
22 apply:

23 1. The individual lost his or her employer-sponsored health care coverage as
24 a result of his or her employer's or former employer's bankruptcy.