

**2009 DRAFTING REQUEST**

**Senate Amendment (SA-SB331)**

Received: 11/04/2009

Received By: **pkahler**

Wanted: **Today**

Identical to LRB:

For: **Alberta Darling (608) 266-5830**

By/Representing: **Jennifer Toftness**

This file may be shown to any legislator: **NO**

Drafter: **pkahler**

May Contact:

Addl. Drafters:

Subject: **Public Assistance - Wis works**

Extra Copies:

Submit via email: **YES**

Requester's email: **Sen.Darling@legis.wisconsin.gov**

Carbon copy (CC:) to:

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**Pre Topic:**

No specific pre topic given

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**Topic:**

Withholding subsidies during a hearing on a matter

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**Instructions:**

See attached

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**Drafting History:**

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	pkahler 11/04/2009	kfollett 11/04/2009		_____			
/1			mduchek 11/04/2009	_____	cduerst 11/04/2009	cduerst 11/04/2009	

FE Sent For:

<END>

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/?	pkahler	11/5/09 11/4/09					

FE Sent For:

<END>

**Kahler, Pam**

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**From:** Toftness, Jennifer  
**Sent:** Tuesday, November 03, 2009 4:59 PM  
**To:** Kahler, Pam  
**Cc:** Volz, David; Schulze, Connie  
**Subject:** RE: Please Draft Vos amendments as Senate Amendments

Please also include 0927 in that list

Jenny Toftness  
Office of State Representative Robin Vos  
63rd Assembly District  
(888) 534 0063

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**From:** Kahler, Pam  
**Sent:** Tuesday, November 03, 2009 4:58 PM  
**To:** Toftness, Jennifer  
**Subject:** RE: Please Draft Vos amendments as Senate Amendments

okay

---

**From:** Toftness, Jennifer  
**Sent:** Tuesday, November 03, 2009 4:57 PM  
**To:** Kahler, Pam  
**Cc:** Volz, David; Schulze, Connie  
**Subject:** Please Draft Vos amendments as Senate Amendments

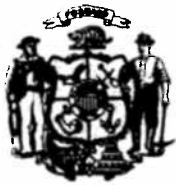
Pam,

Please turn LRB 0867, 0861, 0862, 0863, 0860, 0930, 0924, 0975, and 0921 as Senate amendments to SB 331 for Thursday's floor session. I'm Ccing staff members from Sen Darling's office and giving them permission to talk to you about these amendments.

Thanks,

Jenny

Jenny Toftness  
Office of State Representative Robin Vos  
63rd Assembly District  
(888) 534 0063



State of Wisconsin  
2009 - 2010 LEGISLATURE

a10781  
LRB:0861/2  
PJK:jld&bjk:ch

jld & kjf

SENATE  
↑  
ASSEMBLY AMENDMENT,  
↓  
TO 2009 ASSEMBLY BILL 402 → 331  
↓  
SENATE

Vote today

1 At the locations indicated, amend the bill as follows:  
2 1. Page 2, line 2: after "provided" insert "withholding child care subsidy  
3 payments under Wisconsin Works pending a hearing on a matter and limiting the  
4 time for making a decision";

5 2. Page 21, line 12: after that line insert: 155 (5m)  
6 "SECTION 36p. 49.152(2)(e) of the statutes is created to read:

7 49.152 (2) (e) If the department reviews a decision of a Wisconsin Works agency  
8 that relates to the child care subsidy program under s. 49.155, all of the following  
9 apply:

10 1. The department may allow the individual who petitioned for the review  
11 under this section one or more continuances.

Insert 1-9

requested the hearing

usc 4 times

hearing examiner

- 1
- 2
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2. If the department grants the individual a 2nd continuance, all child care subsidy payments on behalf of the individual shall be suspended pending the final decision of the department.

3. Notwithstanding par. (d), the department shall render its decision within 30 days after receipt of the petition or request under par. (c) regardless of whether the department has granted one or more continuances."

3. Page 24, line 1: delete "This act" and substitute "Except for the treatment of section 49. <sup>155(5m)</sup> ~~152(2)(a)~~ of the statutes, this act".

4. Page 24, line 7: after that line insert: ADMINISTRATIVE HEARING  
155(5m)

"(1d) WISCONSIN SHARES ~~REVIEW~~ The treatment of section 49. <sup>155(5m)</sup> ~~152(2)(a)~~ of the statutes first applies to reviews requested on the effective date of this subsection."

5. Page 24, line 13: after that line insert: 155(5m)

"(1d) WISCONSIN SHARES ~~REVIEW~~ The treatment of section 49. <sup>155(5m)</sup> ~~152(2)(a)~~ of the statutes and SECTION 40 (1d) of this act take effect on the day after publication."

(END)

hearing requests filed

the individual filed the request for the hearing

D-vote

**2009-2010 DRAFTING INSERT  
FROM THE  
LEGISLATIVE REFERENCE BUREAU**

LRBa1078/?ins  
PJK:.....

**INSERT 1-9**

1           49.155 (5m) ADMINISTRATIVE HEARINGS. If an individual receiving a child care  
2           subsidy under this section requests an administrative hearing on a matter relating  
3           to the program under this section, notwithstanding subch. III of ch. 227 all of the  
4           following apply with respect to the hearing:

(END OF INSERT 1-9)

STATE OF WISCONSIN - LEGISLATIVE REFERENCE BUREAU

LRB

Research (608-266-0341)

Library (608-266-7040)

Legal (608-266-3561)

LRB

D-note

Date

LRB a1078/ldn  
PJK:kjf

This amendment may be considered  
nongermane to Senate Bill 331

under Senate Rule 50 (6) (b) 1, 2, or 3.

PJK

**DRAFTER'S NOTE  
FROM THE  
LEGISLATIVE REFERENCE BUREAU**

LRBa1078/1dn  
PJK:kjf:md

November 4, 2009

This amendment may be considered nongermane to Senate Bill 331 under Senate Rule 50 (6) (b) 1., 2., or 3.

Pamela J. Kahler  
Senior Legislative Attorney  
Phone: (608) 266-2682  
E-mail: [pam.kahler@legis.wisconsin.gov](mailto:pam.kahler@legis.wisconsin.gov)