

2015 DRAFTING REQUEST

Bill

Received: **9/25/2014** Received By: **eshea**
Wanted: **As time permits** Same as LRB:
For: **Administration-Budget 266-2288** By/Representing: **Major**
May Contact: Drafter: **eshea**
Subject: **Children - day care** Addl. Drafters:
Extra Copies:

Submit via email: **YES**
Requester's email:
Carbon copy (CC) to: **elisabeth.shea@legis.wisconsin.gov**
sbostatlanguage@webapps.wi.gov

Pre Topic:

DOA:.....Major, BB0056 -

Topic:

Annual background information disclosure form requirement

Instructions:

See attached

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>
/?	eshea 9/29/2014			_____			
/P1		kfollett 9/29/2014	rschluet 9/29/2014	_____	lparisi 9/29/2014		

FE Sent For:

<END>

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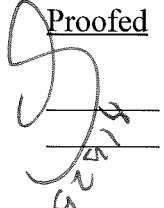
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/?	eshea	IP/KF 9/27	IP/KF 9/27				

FE Sent For:

<END>

305

Shea, Elisabeth

From: Hanaman, Cathlene
Sent: Thursday, September 25, 2014 12:21 PM
To: Shea, Elisabeth; Malaise, Gordon
Subject: FW: Statutory Language Drafting Request - BB0056

(88)

From: katrina.major@wisconsin.gov [mailto:katrina.major@wisconsin.gov]
Sent: Thursday, September 25, 2014 12:16 PM
To: Hanaman, Cathlene
Cc: Kraus, Jennifer - DOA; Major, Katrina L - DOA; Connor, Christopher B - DOA
Subject: Statutory Language Drafting Request - BB0056

Biennial Budget: 2015-17

DOA Tracking Code: BB0056

Topic: Eliminate annual BID forms

SBO Team: GGCF

SBO Analyst: Major, Katrina L - DOA
Phone: 608-266-2288
E-mail: katrina.major@wisconsin.gov

Agency Acronym: DCF

Agency Number: 437

Priority: Medium

Intent:

LRB 0088

Attachments: False

Please send completed drafts to SBOStatlanguage@webapps.wi.gov

"RESEARCH APPENDIX"

... Drafting History Reproduction Request Form ...

 **DRAFTING ATTORNEYS: PLEASE COMPLETE THIS FORM AND GIVE TO MIKE BARMAN**


(Request Made By: EHS) (Date: 09/29/2014)

Note:


BOTH DRAFTS SHOULD HAVE THE SAME "REQUESTOR"


(exception: companion bills)



 Please transfer the drafting file for
2013 LRB _____ (For: Rep. / Sen. _____)
to the drafting file for
2015 LRB _____ (For: Rep. / Sen. _____)

----- **OR** -----

 Please copy the drafting file for
2015 LRB 0088 / PL (include the version) (For: Rep. / Sen. DCF)
and place it in the drafting file for
2015 LRB 0305 (For: Rep. / Sen. DOA)

 Are These "Companion Bills" ?? ... Yes No

If yes, who in the initial requestor's office authorized the copy/transfer of the drafting history ("guts") from the original file: Kim Smisendorf



State of Wisconsin
2015 - 2016 LEGISLATURE



LRB-0088/P1
EHS:kjf:jf

In 9/29/14

0305
RMR

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

1 AN ACT ~~to amend 48.685 (6) (a), 48.685 (6) (am) and 120.13 (14) (a) of the~~
2 ~~statutes, relating to: background information required of child care provider~~
3 ~~caregivers and nonclient residents.~~ *the budget*

CARS Head

HEALTH AND HUMAN SERVICES

CHILDREN

(CS)

Subhead

Analysis by the Legislative Reference Bureau

Under current law, the Department of Children and Families (DCF), a county, or an agency contracted with to certify child care providers must require any person applying for issuance, continuation, or renewal of a child care provider license, certificate, or contract to complete a background information form. This bill requires DCF, a county, or a contracted agency to require a person applying for issuance of a child care provider license, certificate, or contract to complete a background information form, but exempts these persons from completing such a form when applying to continue or renew a license, certification, or contract.

Under current law, every four years an entity that provides care for children must require all of its caregivers and nonclient residents to complete a background information form provided by DCF, except that a child care provider must require the form to be completed every year. This bill changes this exception by exempting child care providers from the four-year requirement and instead obligating them to require any new caregiver or nonclient resident to complete the form.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

1 **SECTION 1.** 48.685 (6) (a) of the statutes is amended to read:

2 48.685 (6) (a) ~~The Except as provided in this paragraph, the department shall~~
3 require any person who applies for issuance, continuation, or renewal of a license to
4 operate an entity, ~~the department in a county having a population of 500,000 or more,~~
5 ~~a county department, or an agency contracted with under s. 48.651 (2) shall require~~
6 ~~any child care provider who applies for initial certification under s. 48.651 or for~~
7 ~~renewal of that certification,~~ a county department or a child welfare agency shall
8 require any person who applies for issuance or renewal of a license to operate a foster
9 home under s. 48.62, and the department in a county having a population of 750,000
10 or more or a county department shall require any person who applies for subsidized
11 guardianship payments under s. 48.623 (6), ~~and a school board shall require any~~
12 ~~person who proposes to contract with the school board under s. 120.13 (14) or to~~
13 ~~renew a contract under that subsection,~~ to complete a background information form
14 that is provided by the department. The department shall require any person who
15 applies for issuance, but not continuation, of a license to operate a child care center
16 under s. 48.65, a school board shall require any person who proposes to contract, but
17 not renew a contract, with the school board under s. 120.13 (14), and the department
18 in a county having a population of 750,000 or more, a county department, or an
19 agency contracted with under s. 48.651 (2) shall require any child care provider who
20 applies for initial certification, but not renewal of that certification, under s. 48.651
21 to complete a background information form that is provided by the department.

22 **SECTION 2.** 48.685 (6) (am) of the statutes is amended to read:

23 48.685 (6) (am) Except as provided in this paragraph, every 4 years an entity
24 shall require all of its caregivers and all nonclient residents of the entity or of a
25 caregiver specified in sub. (1) (ag) 1. am. of the entity to complete a background

1 information form that is provided to the entity by the department. ~~Every year a~~ A
2 child care center that is licensed under s. 48.65 or established or contracted for under
3 s. 120.13 (14) or a child care provider that is certified under s. 48.651 is exempt from
4 the 4-year requirement, but shall require all of its caregivers and any new caregiver
5 or nonclient residents resident to complete a background information form that is
6 provided to the child care center or child care provider by the department.

7 **SECTION 3.** 120.13 (14) (a) of the statutes is amended to read:

8 120.13 (14) (a) Establish and provide or contract for the provision of child care
9 programs for children. The school board may receive federal or state funds for this
10 purpose. The school board may charge a fee for all or part of the cost of the service
11 for participation in a child care program established under this subsection. Costs
12 associated with a child care program under this subsection may not be included in
13 shared costs under s. 121.07 (6). Child care programs established under this
14 subsection shall meet the standards for licensed child care centers established by the
15 department of children and families. If a school board proposes to contract for ~~or~~
16 ~~renew a contract for~~ the provision of a child care program under this subsection or
17 if on July 1, 1996, a school board is a party to a contract for the provision of a child
18 care program under this subsection, the school board shall refer the ~~contractor or~~
19 proposed contractor to the department of children and families for the criminal
20 history and child abuse record search required under s. 48.685. Each school board
21 shall provide the department of health services with information about each person
22 who is denied a contract for a reason specified in s. 48.685 (4m) (a) 1. to 5.

23 (END)



State of Wisconsin
2015 - 2016 LEGISLATURE



LRB-0305/P1
EHS:kjf:rs

DOA:.....Major, BB0056 – Annual background information disclosure form requirement

FOR 2015-2017 BUDGET -- NOT READY FOR INTRODUCTION

1 **AN ACT ...; relating to:** the budget.

Analysis by the Legislative Reference Bureau

HEALTH AND HUMAN SERVICES

CHILDREN

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