

1           46.40 (14m) COUNTY COMMUNITY AIDS BUDGETS. Before December 1 of each year,  
2 each county department under ss. 46.215, 46.22, 46.23, 51.42 and 51.437 and each  
3 tribal governing body shall submit to the department a proposed budget for the  
4 expenditure of funds allocated under this section or carried forward under s. 46.45  
5 (3) (a). The proposed budget shall be submitted on a form developed by the  
6 department and approved by the department of administration.

7           \*~~1461/P2.169~~\*SECTION 1635. 46.45 (3) (a) of the statutes is amended to read:

8           46.45 (3) (a) Except as provided in par. (b), at the request of a county, tribal  
9 governing body, or private nonprofit organization, the department shall carry  
10 forward up to 3% of the total amount allocated to the county, tribal governing body,  
11 or nonprofit organization for a calendar year, ~~not including the amount allocated to~~  
12 ~~the county under s. 46.40 (7), which amount may be carried forward as provided in~~  
13 ~~par. (e).~~ All funds carried forward for a tribal governing body or nonprofit  
14 organization and all funds allocated under s. 46.40 (2m) carried forward for a county  
15 shall be used for the purpose for which the funds were originally allocated. Other  
16 funds carried forward under this paragraph may be used for any purpose under s.  
17 20.435 (7) (b), except that a county may not use any funds carried forward under this  
18 paragraph for administrative or staff costs. An allocation of carried-forward funding  
19 under this paragraph does not affect a county's base allocations under s. 46.40 (2),  
20 (2m), (8), and (9).

21           \*~~1461/P2.170~~\*SECTION 1636. 46.45 (3) (c) of the statutes is repealed.

22           \*~~1461/P2.171~~\*SECTION 1637. 46.45 (6) (a) of the statutes is renumbered 46.45  
23 (6) and amended to read:

24           46.45 (6) The department may carry forward 10% of any funds specified in sub.  
25 (3) (a) that are not carried forward under sub. (3) (a) for emergencies, for justifiable

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1 unit services costs above planned levels, and for increased costs due to population  
2 shifts. An allocation of carried-forward funding under this paragraph does not affect  
3 a county's base allocations under s. 46.40 (2), (2m), (8), and (9).

4 **\*-1461/P2.172\*SECTION 1638.** 46.45 (6) (b) of the statutes is repealed.

5 **\*-1461/P2.173\*SECTION 1639.** 46.56 (3) (a) 4. of the statutes is repealed.

6 **\*-1461/P2.174\*SECTION 1640.** 46.56 (10) of the statutes is repealed.

7 **\*-1461/P2.175\*SECTION 1641.** 46.82 (3) (a) 19. of the statutes is amended to  
8 read:

9 46.82 (3) (a) 19. If an aging unit under sub. (1) (a) 1. or 2. and if authorized  
10 under s. 46.283 (1) (a) ~~1.~~, apply to the department to operate a resource center under  
11 s. 46.283 and, if the department contracts with the county under s. 46.283 (2), operate  
12 the resource center.

13 **\*-1461/P2.176\*SECTION 1642.** 46.82 (3) (a) 20. of the statutes is amended to  
14 read:

15 46.82 (3) (a) 20. If an aging unit under sub. (1) (a) 1. or 2. and if authorized  
16 under s. 46.284 (1) (a) ~~1.~~, apply to the department to operate a care management  
17 organization under s. 46.284 and, if the department contracts with the county under  
18 s. 46.284 (2), operate the care management organization and, if appropriate, place  
19 funds in a risk reserve.

20 **\*-0807/P6.203\*SECTION 1643.** 46.90 (5m) (br) 5. of the statutes is amended to  
21 read:

22 46.90 (5m) (br) 5. Refer the case to the department of ~~safety and professional~~  
23 services financial institutions and professional standards if the financial  
24 exploitation, neglect, self-neglect, or abuse involves an individual who is required

1 to be registered under s. 202.13 or 202.14 or to hold a credential, as defined in s.  
2 440.01 (2) (a), under chs. 440 to 460.

3 **\*-0807/P6.204\*SECTION 1644.** 46.90 (5m) (br) 5g. of the statutes is repealed.

4 **\*-0434/P2.5\*SECTION 1645.** 46.96 (2) of the statutes is amended to read:

5 46.96 (2) The department shall make grants from the appropriations under s.  
6 20.435 (7) (c), (kc), and (na) to independent living centers for nonresidential services  
7 to severely disabled individuals.

8 **\*-1461/P2.177\*SECTION 1646.** 46.985 of the statutes is repealed.

9 **\*-1461/P2.178\*SECTION 1647.** 46.99 (4) of the statutes is amended to read:

10 46.99 (4) From the appropriation account under s. 20.435 (4) (o), the  
11 department may distribute to counties that provide services under this section the  
12 amount of federal moneys received by the state as the federal share of medical  
13 assistance for those services, minus the amount transferred to the appropriation  
14 account under s. 20.435 (7) ~~(4)~~ (4) (im) for the department's costs of administering this  
15 section. Counties shall use moneys distributed under this section to provide services  
16 under this section or s. 51.44.

17 **\*-0434/P2.6\*SECTION 1648.** 47.02 (3m) (p) of the statutes is repealed.

18 **\*-0311/P4.1\*SECTION 1649.** 48.366 (1) of the statutes is renumbered 48.366 (1)  
19 (intro.) and amended to read:

20 48.366 (1) (intro.) **APPLICABILITY.** This section applies to a person who is a  
21 full-time student of a secondary school or its vocational or technical equivalent, for  
22 whom an individualized education program under s. 115.787 is in effect, and to whom  
23 any of the following applies:

24 (a) The person is placed in a foster home, group home, or residential care center  
25 for children and youth, in the home of a relative other than a parent, or in a

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1 supervised independent living arrangement under an order under s. 48.355, 48.357,  
2 or 48.365 that terminates as provided in s. 48.355 (4) (b) 1., 2., or 3., 48.357 (6) (a) 1.,  
3 2., or 3., or 48.365 (5) (b) 1., 2., or 3. on or after the person attains 18 years of age or  
4 who.

5 (b) The person is in the guardianship and custody of an agency specified in s.  
6 48.427 (3m) (a) 1. to 4. or (am) under an order under s. 48.43, who is a full-time  
7 student of a secondary school or its vocational or technical equivalent, and for whom  
8 an individualized education program under s. 115.787 is in effect that terminates on  
9 the date on which the person attains 18 years of age.

10 **\*-0311/P4.2\*SECTION 1650.** 48.366 (1) (c) of the statutes is created to read:

11 48.366 (1) (c) The person is placed in a shelter care facility on the date on which  
12 an order specified in par. (a) or (b) terminates.

13 **\*-0311/P4.3\*SECTION 1651.** 48.366 (2) (a) of the statutes is amended to read:

14 48.366 (2) (a) Not less than 120 days before an order described in sub. (1) (a)  
15 or (b) terminates, the agency primarily responsible for providing services under the  
16 order shall request the person who is the subject of the order to indicate whether he  
17 or she wishes to be discharged from out-of-home care on termination of the order or  
18 wishes to continue in out-of-home care under a voluntary agreement under sub. (3).  
19 If the person is subject to an order under s. 48.355, 48.357, or 48.365 described in sub.  
20 (1) (a), the agency shall also request the person to indicate whether he or she wishes  
21 to continue in out-of-home care until the date specified in s. 48.365 (5) (b) 4. under  
22 an extension of the order. If the person indicates that he or she wishes to be  
23 discharged from out-of-home care on termination of the order, the agency shall  
24 request a transition-to-discharge hearing under par. (b). If the person indicates that  
25 he or she wishes to continue in out-of-home care under an extension of an order

1 under s. 48.355, 48.357, or 48.365 described in sub. (1) (a), the agency shall request  
2 an extension of the order under s. 48.365. If the person indicates that he or she  
3 wishes to continue in out-of-home care under a voluntary agreement under sub. (3),  
4 the agency and the person shall enter into such an agreement.

5 **\*-0311/P4.4\*SECTION 1652.** 48.366 (2) (b) 1. of the statutes is amended to read:

6 48.366 (2) (b) 1. If the person who is the subject of an order described in sub.  
7 (1) (a) or (b) indicates that he or she wishes to be discharged from out-of-home care  
8 on termination of the order, the agency primarily responsible for providing services  
9 to the person under the order shall request the court to hold a  
10 transition-to-discharge hearing and shall cause notice of that request to be provided  
11 to that person, the parent, guardian, and legal custodian of that person, any foster  
12 parent or other physical custodian described in s. 48.62 (2) of that person, that  
13 person's court-appointed special advocate, all parties who are bound by the  
14 dispositional order, and, if that person is an Indian child who has been removed from  
15 the home of his or her parent or Indian custodian, that person's Indian custodian and  
16 tribe.

17 **\*-0311/P4.5\*SECTION 1653.** 48.366 (2) (b) 3. of the statutes is amended to read:

18 48.366 (2) (b) 3. At the hearing the court shall review with the person who is  
19 the subject of an order described in sub. (1) (a) or (b) the options specified in par. (a)  
20 and. If the person is subject to an order under s. 48.355, 48.357, or 48.365 described  
21 in sub. (1) (a), the court shall also advise the person that he or she may continue in  
22 out-of-home care as provided in par. (a) under an extension of an order under s.  
23 48.355, 48.357, or 48.365 described in sub. (1) (a) or under a voluntary agreement  
24 under sub. (3).

25 **\*-0311/P4.6\*SECTION 1654.** 48.366 (2) (b) 4. of the statutes is amended to read:

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1           48.366 (2) (b) 4. If the court determines that the person who is the subject of  
2 an order described in sub. (1) (a) or (b) understands that he or she may continue in  
3 out-of-home care, but wishes to be discharged from that care on termination of the  
4 order, the court shall advise the person that he or she may enter into a voluntary  
5 agreement under sub. (3) at any time before he or she is granted a high school or high  
6 school equivalency diploma or reaches 21 years of age, whichever occurs first, so long  
7 as he or she is a full-time student at a secondary school or its vocational or technical  
8 equivalent and an individualized education program under s. 115.787 is in effect for  
9 him or her. If the court determines that the person wishes to continue in  
10 out-of-home care under an extension of an order under s. 48.355, 48.357, or 48.365  
11 described in sub. (1) (a), the court shall schedule an extension hearing under s.  
12 48.365. If the court determines that the person wishes to continue in out-of-home  
13 care under a voluntary agreement under sub. (3), the court shall order the agency  
14 primarily responsible for providing services to the person under the order to provide  
15 transition-to-independent-living services for the person under a voluntary  
16 agreement under sub. (3).

17           \***-0311/P4.7\*SECTION 1655.** 48.366 (3) (a) of the statutes is amended to read:

18           48.366 (3) (a) On termination of an order described in sub. (1) (a) or (b), the  
19 person who is the subject of the order, or the person's guardian on behalf of the  
20 person, and the agency primarily responsible for providing services to the person  
21 under the order may enter into a transition-to-independent-living agreement  
22 under which the person continues in out-of-home care and continues to be a  
23 full-time student at a secondary school or its vocational or technical equivalent  
24 under an individualized education program under s. 115.787 until the date on which  
25 the person reaches 21 years of age, is granted a high school or high school equivalency

1 diploma, or terminates the agreement as provided in par. (b), whichever occurs first,  
2 and the agency provides services to the person to assist him or her in transitioning  
3 to independent living.

4 **\*-0311/P4.8\*SECTION 1656.** 48.366 (3) (am) of the statutes is created to read:

5 48.366 (3) (am) 1. The agency primarily responsible for providing services  
6 under the agreement shall petition the court for a determination that the person's  
7 placement in out-of-home care under the agreement is in the best interests of the  
8 person. The request shall contain the name and address of the placement and a  
9 statement describing why the placement is in the best interests of the person and  
10 shall have a copy of the agreement attached to it. The agency shall cause written  
11 notice of the petition to be sent to the person who is the subject of the agreement and  
12 the person's guardian.

13 2. On receipt of a petition under subd. 1., the court shall schedule a hearing on  
14 the petition. Not less than 3 days before the hearing the agency primarily  
15 responsible for providing services under the agreement or the court shall provide  
16 notice of the hearing to all persons who are entitled to receive notice under subd. 1.  
17 A copy of the petition shall be attached to the notice.

18 3. If the court finds that the person's placement in out-of-home care under the  
19 agreement is in the best interests of the person, the court shall grant an order  
20 determining that placement in out-of-home care under the agreement is in the best  
21 interests of the person.

22 **\*-0311/P4.9\*SECTION 1657.** 48.366 (3) (d) of the statutes is created to read:

23 48.366 (3) (d) If the agency that enters into a voluntary agreement under this  
24 subsection is the department or a county department, the voluntary agreement shall  
25 also specifically state that the department or the county department has placement

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1 and care responsibility for the person who is the subject of the agreement as required  
2 under 42 USC 672 (a) (2) and has primary responsibility for providing services to the  
3 person.

4 **\*-0311/P4.10\*SECTION 1658.** 48.366 (3g) of the statutes is created to read:

5 48.366 (3g) APPEAL PROCEDURES. (a) Any person who is aggrieved by the failure  
6 of an agency to enter into a transition-to-independent-living agreement under sub.  
7 (3) or by an agency's termination of such an agreement has the right to a contested  
8 case hearing under ch. 227.

9 **\*-0311/P4.11\*SECTION 1659.** 48.366 (4) (a) of the statutes is amended to read:

10 48.366 (4) (a) Rules permitting a foster home, group home, or residential care  
11 center for children and youth to provide care for persons who agree to continue in  
12 out-of-home care under an extension of an order described in sub. (1) (a) or a  
13 voluntary agreement under sub. (3).

14 **\*-0311/P4.12\*SECTION 1660.** 48.38 (1) (ad) of the statutes is created to read:

15 48.38 (1) (ad) "Child" includes a person 18 years of age or over for whom a  
16 permanency plan is required under sub. (2).

17 **\*-0311/P4.13\*SECTION 1661.** 48.38 (2) (d) of the statutes is amended to read:

18 48.38 (2) (d) The child was placed under a voluntary agreement between the  
19 agency and the child's parent under s. 48.63 (1) (a) or (5) (b) or under a voluntary  
20 transition-to-independent-living agreement under s. 48.366 (3).

21 **\*-0311/P4.14\*SECTION 1662.** 48.38 (4) (fg) 5. of the statutes is amended to  
22 read:

23 48.38 (4) (fg) 5. As provided in par. (fm), placement in some other planned  
24 permanent living arrangement that includes an appropriate, enduring relationship



1 with an adult, including sustaining care ~~or long-term foster care, but not including~~  
2 independent living, or the goal of transitioning the child to independence.

3 \*~~0311/P4.15~~\*SECTION 1663. 48.38 (4) (fg) 6. of the statutes is repealed.

4 \*~~0311/P4.16~~\*SECTION 1664. 48.38 (4) (fm) of the statutes is amended to read:

5 48.38 (4) (fm) If the agency determines that there is a compelling reason why  
6 it currently would not be in the best interests of the child to return the child to his  
7 or her home or to place the child for adoption, with a guardian, or with a fit and  
8 willing relative as the permanency goal for the child, the permanency goal of placing  
9 the child in some other planned permanent living arrangement or of transitioning  
10 the child to independence as described in par. (fg) 5. If the agency makes that  
11 determination, the plan shall include the efforts made to achieve that permanency  
12 goal, including, if appropriate, through an out-of-state placement, a statement of  
13 that compelling reason, and, notwithstanding that compelling reason, a concurrent  
14 plan under s. 48.355 (2b) towards achieving a goal under par. (fg) 1. to 4. as a  
15 concurrent permanency goal in addition to the permanency goal under par. (fg) 5.

16 \*~~0311/P4.17~~\*SECTION 1665. 48.38 (5) (a) of the statutes is amended to read:

17 48.38 (5) (a) Except as provided in s. 48.63 (5) (d), the court or a panel appointed  
18 under par. (ag) shall review the permanency plan for each child for whom a  
19 permanency plan is required under sub. (2) in the manner provided in this subsection  
20 not later than 6 months after the date on which the child was first removed from his  
21 or her home and every 6 months after a previous review under this subsection for as  
22 long as the child is placed outside the home, except that for the review that is  
23 required to be conducted not later than 12 months after the child was first removed  
24 from his or her home and the reviews that are required to be conducted every 12  
25 months after that review the court shall hold a hearing under sub. (5m) to review the

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1 permanency plan, which hearing may be instead of or in addition to the review under  
2 this subsection. The 6-month and 12-month periods referred to in this paragraph  
3 include trial reunifications under s. 48.358.

4 \*~~0311/P4.18~~\*SECTION 1666. 48.38 (5) (c) 6. d. of the statutes is amended to  
5 read:

6 48.38 (5) (c) 6. d. Being placed in some other planned permanent living  
7 arrangement that includes an appropriate, enduring relationship with an adult,  
8 including sustaining care ~~or long-term foster care, but not including independent~~  
9 living, or transitioning to independence.

10 \*~~0311/P4.19~~\*SECTION 1667. 48.38 (5) (c) 9. of the statutes is amended to read:

11 48.38 (5) (c) 9. If the child is the subject of an order that terminates as provided  
12 in s. 48.355 (4) (b) 4., 48.357 (6) (a) 4. or 48.365 (5) (b) 4. or of a voluntary  
13 transition-to-independent-living agreement under s. 48.366 (3), the  
14 appropriateness of the transition-to-independent-living plan developed under s.  
15 48.385; the extent of compliance with that plan by the child, the child's guardian, if  
16 any, the agency primarily responsible for providing services under that plan, and any  
17 other service providers; and the progress of the child toward making the transition  
18 to independent living.

19 \*~~0311/P4.20~~\*SECTION 1668. 48.38 (5m) (a) of the statutes is amended to read:

20 48.38 (5m) (a) The court shall hold a hearing to review the permanency plan  
21 and to make the determinations specified in sub. (5) (c) for each child for whom a  
22 permanency plan is required under sub. (2) no later than 12 months after the date  
23 on which the child was first removed from the home and every 12 months after a  
24 previous hearing under this subsection for as long as the child is placed outside the

1 home. The 12-month periods referred to in this paragraph include trial  
2 reunifications under s. 48.358.

3 **\*-0311/P4.21\*SECTION 1669.** 48.385 of the statutes is amended to read:

4 **48.385 Plan for transition to independent living.** During the 90 days  
5 immediately before a child who is placed in a foster home, group home, or residential  
6 care center for children and youth, in the home of a relative other than a parent, or  
7 in a supervised independent living arrangement attains 18 years of age or, if the child  
8 is placed in such a placement under an order under s. 48.355, 48.357, or 48.365 that  
9 terminates under s. 48.355 (4) (b) after the child attains 18 years of age or under a  
10 voluntary transition-to-independent-living agreement under s. 48.366 (3) that  
11 terminates under s. 48.366 (3) (a) after the child attains 18 years of age, during the  
12 90 days immediately before the termination of the order or agreement, the agency  
13 primarily responsible for providing services to the child under the order or  
14 agreement shall provide the child with assistance and support in developing a plan  
15 for making the transition from out-of-home care to independent living. The  
16 transition plan shall be personalized at the direction of the child, shall be as detailed  
17 as the child directs, and shall include specific options for obtaining housing, health  
18 care, education, mentoring and continuing support services, and workforce support  
19 and employment services.

20 **\*-1461/P2.179\*SECTION 1670.** 48.47 (7g) of the statutes is amended to read:

21 **48.47 (7g) STATEWIDE AUTOMATED CHILD WELFARE INFORMATION SYSTEM.** Establish  
22 a statewide automated child welfare information system. Notwithstanding ss.  
23 ~~46.2895 (9)~~, 48.396 (1) and (2) (a), 48.78 (2) (a), 48.981 (7), 49.45 (4), 49.83, 51.30,  
24 51.45 (14) (a), 55.22 (3), 146.82, 252.11 (7), 252.15, 253.07 (3) (c), 938.396 (1) (a) and  
25 (2), and 938.78 (2) (a), the department may enter the content of any record kept or

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1 information received by the department into the statewide automated child welfare  
2 information system, and a county department under s. 46.215, 46.22, or 46.23, the  
3 department, or any other organization that has entered into an information sharing  
4 and access agreement with the department or any of those county departments and  
5 that has been approved for access to the statewide automated child welfare  
6 information system by the department may have access to information that is  
7 maintained in that system, if necessary to enable the county department,  
8 department, or organization to perform its duties under this chapter, ch. 46, 51, 55,  
9 or 938, or 42 USC 670 to 679b or to coordinate the delivery of services under this  
10 chapter, ch. 46, 51, 55, or 938, or 42 USC 670 to 679b. The department may also  
11 transfer information that is maintained in the system to a court under s. 48.396 (3)  
12 (bm), and the court and the director of state courts may allow access to that  
13 information as provided in s. 48.396 (3) (c) 2.

14 **\*-0407/P3.42\*SECTION 1671.** 48.47 (10) of the statutes is created to read:

15 48.47 (10) DELINQUENT JUVENILES. Subject to s. 301.03 (9) and (10), execute the  
16 laws relating to the detention, reformation, and correction of delinquent juveniles  
17 and promote the enforcement of laws for the protection of those juveniles by doing  
18 all of the following:

19 (a) Cooperating with courts, the department of corrections, county  
20 departments, licensed child welfare agencies, and institutions in providing  
21 community-based programming, including in-home programming and intensive  
22 supervision, for delinquent juveniles.

23 (b) Establishing and enforcing standards for the development and delivery of  
24 services provided by the department under ch. 938 in regard to juveniles who have  
25 been adjudicated delinquent.

1           \***-0407/P3.43**\*SECTION 1672. 48.48 (1) of the statutes is amended to read:

2           48.48 (1) To promote the enforcement of the laws relating to nonmarital  
3 children, delinquent juveniles, children and juveniles in need of protection or  
4 services, including developmentally disabled children, and unborn children in need  
5 of protection or services and to take the initiative in all matters involving the  
6 interests of those children, juveniles, and unborn children when adequate provision  
7 for those interests is not made. This duty shall be discharged in cooperation with the  
8 courts, the department of corrections, county departments, licensed child welfare  
9 agencies ~~and with~~, parents, expectant mothers, and other individuals interested in  
10 the welfare of children, juveniles, and unborn children.

11           \***-0407/P3.44**\*SECTION 1673. 48.48 (4) of the statutes is amended to read:

12           48.48 (4) In order to discharge more effectively its responsibilities under this  
13 chapter and other relevant provisions of the statutes, to study causes and methods  
14 of prevention and treatment of problems among children and families, delinquency,  
15 and related social problems. The department may utilize all powers provided by the  
16 statutes, including the authority to accept grants of money or property from federal,  
17 state, or private sources, and enlist the cooperation of other appropriate agencies and  
18 state departments.

19           \***-0407/P3.45**\*SECTION 1674. 48.48 (8p) of the statutes is amended to read:

20           48.48 (8p) To reimburse tribes and county departments, from the  
21 appropriation under s. 20.437 (1) (kz), for unexpected or unusually high-cost  
22 out-of-home care placements of Indian children by tribal courts, other than  
23 placements to which sub. (8r) applies, and for subsidized guardianship payments  
24 under s. 48.623 (1) or (6) for guardianships of Indian children ordered by tribal  
25 courts. In this subsection, “unusually high-cost out-of-home care placements”

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1 means the amount by which the cost to a tribe or to a county department of  
2 out-of-home care placements of Indian children by tribal courts, other than  
3 placements to which sub. (8r) applies, exceeds \$50,000 in a fiscal year.

4 \*~~1301/P2.2~~\*SECTION 1675. 48.48 (19) of the statutes is created to read:

5 48.48 (19) To purchase or provide treatment and services for children who are  
6 the victims of trafficking, as defined in s. 940.302 (1) (d), for purposes of a commercial  
7 sex act, as defined in s. 940.302 (1) (a). Within the availability of funding under s.  
8 20.437 (1) (e), the department shall ensure that that treatment and those services  
9 are available to children in all geographic areas of the state, including both urban  
10 and rural communities.

11 \*~~0407/P3.46~~\*SECTION 1676. 48.526 (title) of the statutes is created to read:

12 **48.526 (title) Community youth and family aids.**

13 \*~~0407/P3.47~~\*SECTION 1677. 48.526 (1) of the statutes is created to read:

14 48.526 (1) PROCEDURES. The department shall develop procedures for the  
15 implementation of this section and standards for the development and delivery of  
16 community-based juvenile delinquency-related services, as defined in s. 46.011 (1c),  
17 and shall provide consultation and technical assistance to aid counties in the  
18 implementation and delivery of those services. The department shall establish  
19 information systems and monitoring and evaluation procedures to report  
20 periodically to the governor and legislature on the statewide impact of this section.

21 \*~~0209/3.4~~\*SECTION 1678. 48.526 (7) (h) of the statutes, as affected by 2015  
22 Wisconsin Act .... (this act), sections 4291 and 4292, is amended to read:

23 48.526 (7) (h) For counties that are ~~participating in the corrective sanctions~~  
24 ~~program~~ purchasing community supervision services under s. 938.533 (2),  
25 \$1,062,400 in the last 6 months of ~~2015~~ 2017, \$2,124,800 in ~~2016~~ 2018, and

1     \$1,062,400 in the first 6 months of ~~2017~~ 2019 for the provision of ~~corrective sanctions~~  
2     community supervision services for juveniles from that county. In distributing funds  
3     to counties under this paragraph, the department shall ~~determine a county's~~  
4     ~~distribution by dividing the amount allocated under this paragraph by the number~~  
5     ~~of slots authorized for the program under s. 938.533 (2) and multiplying the quotient~~  
6     ~~by the number of slots allocated to that county by agreement between the~~  
7     ~~department and the county. The department may transfer funds among counties as~~  
8     ~~necessary to distribute funds based on the number of slots allocated to each county~~  
9     distribute to each county the full amount of the charges for the services purchased  
10    by that county, except that if the amounts available under this paragraph are  
11    insufficient to distribute that full amount, the department shall distribute those  
12    available amounts to each county that purchases community supervision services  
13    based on the ratio that the charges to that county for those services bear to the total  
14    charges to all counties that purchase those services.

\*\*\*\*NOTE: This is reconciled s. 48.526 (7) (h). This SECTION has been affected by  
drafts with the following LRB numbers: LRB-0209/2 and LRB-0407/P2.

15       \*~~0276/P4.1~~\*SECTION 1679. 48.563 (2) of the statutes is amended to read:  
16       48.563 (2) BASIC COUNTY ALLOCATION. For children and family services under  
17    s. 48.569 (1) (d), the department shall distribute not more than \$66,475,500  
18    \$68,264,800 in each fiscal year 2015-16 and \$68,327,900 in fiscal year 2016-17.

19       \*~~0407/P3.48~~\*SECTION 1680. 48.569 (2) (a) of the statutes is amended to read:  
20       48.569 (2) (a) The county treasurer and each director of a county department  
21    shall monthly certify under oath to the department, in the manner the department  
22    prescribes, the claim of the county for state reimbursement under this section, and  
23    if the department approves the claim it shall certify to the department of

## SECTION 1680

1 administration for reimbursement to the county for amounts due under this section  
2 and payment claimed to be made to the counties monthly. ~~The department may make~~  
3 ~~advance payments prior to the beginning of each month equal to one-twelfth of the~~  
4 ~~contracted amount.~~

5 ~~\*-0311/P4.22\*~~SECTION 1681. 48.57 (3m) (a) 1. of the statutes is renumbered  
6 48.57 (3m) (a) 1. (intro.) and amended to read:

7 48.57 (3m) (a) 1. (intro.) “Child” means a person under 18 years of age; “Child”  
8 also includes a person 18 years of age or over, but if any of the following applies:

9 a. The person is under 19 years of age, who is a full-time student in good  
10 academic standing at a secondary school or its vocational or technical equivalent,  
11 and who is reasonably expected to complete his or her program of study and be  
12 granted a high school or high school equivalency diploma; ~~or a person 18 years of age~~  
13 ~~or over, but.~~

14 b. The person is under 21 years of age, who is a full-time student in good  
15 academic standing at a secondary school or its vocational or technical equivalent if,  
16 an individualized education program under s. 115.787 is in effect for the person, and  
17 the person is placed in the home of the kinship care relative under an order under  
18 s. 48.355, 48.357, 48.365, 938.355, 938.357, or 938.365 that terminates under s.  
19 48.355 (4) (b) or 938.355 (4) (am) after the person attains 18 years of age or under a  
20 voluntary transition-to-independent-living agreement under s. 48.366 (3) or  
21 938.366 (3).

22 ~~\*-0311/P4.23\*~~SECTION 1682. 48.57 (3m) (ar) of the statutes is renumbered  
23 48.57 (3m) (i) 1. and amended to read:

24 48.57 (3m) (i) 1. ~~The department shall promulgate rules~~ Rules to provide  
25 assessment criteria for determining whether a kinship care relative who is providing



1 care and maintenance for a child is eligible to receive payments under par. (am). The  
2 rules shall also provide that any criteria established under the rules shall first apply  
3 to applications for payments under par. (am) received, and to reviews under par. (d)  
4 conducted, on the effective date of those rules.

5 \*~~0311/P4.24~~\*SECTION 1683. 48.57 (3m) (b) 1. of the statutes is amended to  
6 read:

7 48.57 (3m) (b) 1. The county department or, in a county having a population  
8 of 500,000 or more, the department shall refer to the attorney responsible for support  
9 enforcement under s. 59.53 (6) (a) the name of the parent or parents of a child for  
10 whom a payment is made under par. (am). This subdivision does not apply to a child  
11 18 years of age or over for whom a payment is made under par. (am).

12 \*~~0311/P4.25~~\*SECTION 1684. 48.57 (3m) (i) of the statutes is created to read:

13 48.57 (3m) (i) The department shall promulgate rules to implement this  
14 subsection. Those rules shall include all of the following:

15 2. Rules governing the provision of kinship care payments for the care and  
16 maintenance of a child after the child attains 18 years of age.

17 \*~~0311/P4.26~~\*SECTION 1685. 48.57 (3n) (a) 1. of the statutes is renumbered  
18 48.57 (3n) (a) 1. (intro.) and amended to read:

19 48.57 (3n) (a) 1. (intro.) “Child” means a person under 18 years of age; “Child”  
20 also includes a person 18 years of age or over, but if any of the following applies:

21 a. The person is under 19 years of age, who is a full-time student in good  
22 academic standing at a secondary school or its vocational or technical equivalent,  
23 and who is reasonably expected to complete his or her program of study and be  
24 granted a high school or high school equivalency diploma; ~~or a person 18 years of age~~  
25 ~~or over, but,~~

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1           b. The person is under 21 years of age, who is a full-time student in good  
2 academic standing at a secondary school or its vocational or technical equivalent if,  
3 an individualized education program under s. 115.787 is in effect for the person, and  
4 the person is placed in the home of the long-term kinship care relative under an  
5 order under s. 48.355, 48.357, 48.365, 938.355, 938.357, or 938.365 that terminates  
6 under s. 48.355 (4) (b) or 938.355 (4) (am) after the person attains 18 years of age or  
7 under a voluntary transition-to-independent-living agreement under s. 48.366 (3)  
8 or 938.366 (3).

9           \***-0311/P4.27**\*SECTION 1686. 48.57 (3n) (b) 1. of the statutes is amended to  
10 read:

11           48.57 (3n) (b) 1. The county department or, in a county having a population of  
12 500,000 or more, the department shall refer to the attorney responsible for support  
13 enforcement under s. 59.53 (6) (a) the name of the parent or parents of a child for  
14 whom a payment is made under par. (am). This subdivision does not apply to a child  
15 18 years of age or over for whom a payment is made under par. (am).

16           \***-0311/P4.28**\*SECTION 1687. 48.57 (3n) (i) of the statutes is created to read:

17           48.57 (3n) (i) The department shall promulgate rules to implement this  
18 subsection. Those rules shall include rules governing the provision of long-term  
19 kinship care payments for the care and maintenance of a child after the child attains  
20 18 years of age.

21           \***-0311/P4.29**\*SECTION 1688. 48.599 (1) of the statutes is renumbered 48.599  
22 (1r).

23           \***-0311/P4.30**\*SECTION 1689. 48.599 (1g) of the statutes is created to read:

24           48.599 (1g) “Child” means a person under 18 years of age. For purposes of the  
25 authority to provide care and maintenance for a child placed in a residential care

1 center for children and youth operated by a child welfare agency and of counting the  
2 number of children for whom a child welfare agency may provide such care and  
3 maintenance, “child” also includes a person 18 years of age or over, but under 21  
4 years of age, who is placed in a residential care center for children and youth operated  
5 by a child welfare agency under an order under s. 48.355, 48.357, 48.365, 938.355,  
6 938.357, or 938.365 that terminates after the person attains 18 years of age, under  
7 a voluntary transition-to-independent-living agreement under s. 48.366 (3) or  
8 938.366 (3), or under the placement and care responsibility of another state under  
9 42 USC 675 (8) (B) (iv).

10 \*–0311/P4.31\*SECTION 1690. 48.619 (intro.) of the statutes is renumbered  
11 48.619 and amended to read:

12 **48.619 Definition.** In this subchapter, “child” means a person under 18 years  
13 of age. For purposes of the authority to provide care and maintenance for a child and  
14 of counting the number of children for whom a foster home or group home may  
15 provide care and maintenance, “child” also includes a person 18 years of age or over,  
16 but under 21 years of age, who resides in the foster home or group home, if any of the  
17 following applies: under an order under s. 48.355, 48.357, 48.365, 938.355, 938.357,  
18 or 938.365 that terminates after the person attains 18 years of age, under a voluntary  
19 transition-to-independent-living agreement under s. 48.366 (3) or 938.366 (3), or  
20 under the placement and care responsibility of another state under 42 USC 675 (8)  
21 (B) (iv).

22 \*–0311/P4.32\*SECTION 1691. 48.619 (1) of the statutes is repealed.

23 \*–0311/P4.33\*SECTION 1692. 48.619 (2) of the statutes is repealed.

24 \*–0311/P4.34\*SECTION 1693. 48.623 (1m) of the statutes is created to read:

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1           48.623 (1m) DURATION OF ELIGIBILITY. Subsidized guardianship payments  
2 under sub. (1) or (6) may be continued after the child attains 18 years of age if any  
3 of the following applies:

4           (a) The child is under 19 years of age, is a full-time student at a secondary  
5 school or its vocational or technical equivalent, and is reasonably expected to  
6 complete the program before reaching 19 years of age.

7           (b) The child is under 21 years of age, is a full-time student at a secondary  
8 school or its vocational or technical equivalent, has a mental or physical disability  
9 that warrants the continuation of those payments as determined by the county  
10 department or, in a county having a population of 750,000 or more, the department,  
11 is not eligible for social security disability insurance under 42 USC 401 to 433 or  
12 supplemental security income under 42 USC 1381 to 1385 based on disability, and  
13 otherwise lacks adequate resources to continue in secondary school or its vocational  
14 or technical equivalent.

15           (c) The child is under 21 years of age, is a full-time student at a secondary  
16 school or its vocational or technical equivalent, an individualized education program  
17 under s. 115.787 is in effect for the child, and the subsidized guardianship agreement  
18 for the child became effective on or after the date on which the child attained 16 years  
19 of age.

20           \***-0311/P4.35\*SECTION 1694.** 48.623 (7) (d) of the statutes is created to read:

21           48.623 (7) (d) Rules governing the provision of subsidized guardianship  
22 payments for the care of a child after the child attains 18 years of age.

23           \***-0305/P1.1\*SECTION 1695.** 48.685 (6) (a) of the statutes is amended to read:

24           48.685 (6) (a) The Except as provided in this paragraph, the department shall  
25 require any person who applies for issuance, continuation, or renewal of a license to

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

19 \*~~0305/P1.2~~SECTION 1696. 48.685 (6) (am) of the statutes is amended to read:

20 48.685 (6) (am) Except as provided in this paragraph, every 4 years an entity  
21 shall require all of its caregivers and all nonclient residents of the entity or of a  
22 caregiver specified in sub. (1) (ag) 1. am. of the entity to complete a background  
23 information form that is provided to the entity by the department. ~~Every year a~~ A  
24 child care center that is licensed under s. 48.65 or established or contracted for under  
25 s. 120.13 (14) or a child care provider that is certified under s. 48.651 is exempt from

## SECTION 1696

1 ~~the 4-year requirement, but shall require all of its caregivers and any new caregiver~~  
2 ~~or nonclient residents resident~~ to complete a background information form that is  
3 provided to the child care center or child care provider by the department.

4 \*~~0311/P4.36~~\*SECTION 1697. 48.975 (3m) of the statutes is renumbered 48.975  
5 (3m) (intro.) and amended to read:

6 48.975 (3m) DURATION. (intro.) The adoption assistance may be continued after  
7 the adoptee reaches the age of 18 if that adoptee is a full-time high school student.  
8 attains 18 years of age if any of the following applies:

9 \*~~0311/P4.37~~\*SECTION 1698. 48.975 (3m) (a), (b) and (c) of the statutes are  
10 created to read:

11 48.975 (3m) (a) The adoptee is under 19 years of age, is a full-time student at  
12 a secondary school or its vocational or technical equivalent, and is reasonably  
13 expected to complete the program before reaching 19 years of age.

14 (b) The adoptee is under 21 years of age, is a full-time student at a secondary  
15 school or its vocational or technical equivalent, has a mental or physical disability  
16 that warrants the continuation of adoption assistance as determined by the  
17 department, is not eligible for social security disability insurance under 42 USC 401  
18 to 433 or supplemental security income under 42 USC 1381 to 1385 based on  
19 disability, and otherwise lacks adequate resources to continue in secondary school  
20 or its vocational or technical equivalent.

21 (c) The adoptee is under 21 years of age, is a full-time student at a secondary  
22 school or its vocational or technical equivalent, an individualized education program  
23 under s. 115.787 is in effect for the adoptee, and the adoption assistance agreement  
24 for the adoptee became effective on or after the date on which the adoptee attained  
25 16 years of age.

1           \***-0311/P4.38**\***SECTION 1699.** 48.975 (5) (f) of the statutes is created to read:  
2           48.975 (5) (f) Rules governing the provision of adoption assistance for the care  
3 of a child after the child attains 18 years of age.

4           \***-0209/3.5**\***SECTION 1700.** 48.981 (1) (b) of the statutes is amended to read:  
5           48.981 (1) (b) “Community placement” means probation; extended supervision;  
6 parole; aftercare; conditional transfer into the community under s. 51.35 (1);  
7 conditional transfer or discharge under s. 51.37 (9); placement in a Type 2 residential  
8 care center for children and youth or a Type 2 juvenile correctional facility  
9 authorized under s. 938.539 (5); conditional release under s. 971.17; supervised  
10 release under s. 980.06 or 980.08; participation in the community residential  
11 confinement program under s. 301.046, the intensive sanctions program under s.  
12 301.048, ~~the corrective sanctions program~~ community supervision under s. 938.533,  
13 the intensive supervision program under s. 938.534, or the serious juvenile offender  
14 program under s. 938.538; or any other placement of an adult or juvenile offender in  
15 the community under the custody or supervision of the department of corrections, the  
16 department of health services, a county department under s. 46.215, 46.22, 46.23,  
17 51.42, or 51.437 or any other person under contract with the department of  
18 corrections, the department of health services or a county department under s.  
19 46.215, 46.22, 46.23, 51.42, or 51.437 to exercise custody or supervision over the  
20 offender.

21           \***-0306/P2.2**\***SECTION 1701.** 48.985 of the statutes is repealed.

22           \***-0407/P3.49**\***SECTION 1702.** 49.11 (1) of the statutes is renumbered 49.11  
23 (1e).

24           \***-0407/P3.50**\***SECTION 1703.** 49.11 (1c) of the statutes is created to read:

**SECTION 1703**

1           49.11 (1c) "Community-based juvenile delinquency-related services" means  
2 juvenile delinquency-related services provided under ch. 938 other than services  
3 provided for a juvenile who is being held in a juvenile detention facility or who is  
4 under the supervision of the department of corrections under s. 938.183, 938.34 (4h),  
5 (4m), or (4n) (a), or 938.357 (4).

6           \***-0209/3.6**\*SECTION 1704. 49.11 (1c) of the statutes, as created by 2015  
7 Wisconsin Act .... (this act), is amended to read:

8           49.11 (1c) "Community-based juvenile delinquency-related services" means  
9 juvenile delinquency-related services provided under ch. 938 other than services  
10 provided for a juvenile who is being held in a juvenile detention facility or who is  
11 under the supervision of the department of corrections under s. 938.183, 938.34 (4h),  
12 (4m), or (4n) (a), or 938.357 (4).

      \*\*\*NOTE: This is reconciled s. 49.11 (1c). This SECTION has been affected by drafts  
with the following LRB numbers: LRB-0209/2 and LRB-0407/P2.

13           \***-0132/2.1**\*SECTION 1705. 49.138 (5) of the statutes is created to read:

14           49.138 (5) (a) The department shall recover from an individual receiving  
15 emergency assistance under this section an overpayment of the emergency  
16 assistance if the overpayment resulted from a misrepresentation by the individual  
17 applying for the assistance with respect to any fact having an effect on the  
18 individual's eligibility for, or the amount of, the assistance granted.

19           (b) If an overpayment of emergency assistance provided under this section  
20 resulted from an error made by a Wisconsin Works agency, the department shall  
21 recover the overpayment from the Wisconsin Works agency and may do so by  
22 offsetting the amount from amounts otherwise due the agency under a contract  
23 under s. 49.143.



1 (c) The department may recover overpayments of emergency assistance under  
2 par. (a) or (b) in the manners provided in ss. 49.195 (3m) and 49.85. Nothing in this  
3 paragraph or par. (b) precludes the department from recovering emergency  
4 assistance overpayments through any other legal means.

5 \*~~0416/P1.1~~SECTION 1706. 49.141 (1) (intro.) of the statutes is amended to  
6 read:

7 49.141 (1) DEFINITIONS. (intro.) As used in ss. 49.141 to 49.161 and 49.26:

8 \*~~0308/2.1~~SECTION 1707. 49.143 (2) (a) (intro.) of the statutes is amended to  
9 read:

10 49.143 (2) (a) (intro.) Establish ~~a~~ at least one community steering committee  
11 within 60 days after the date on which the contract is awarded signed. A Wisconsin  
12 Works agency must establish as many committees as necessary to allow the  
13 representation required under subd. 1m. on each committee without exceeding the  
14 maximum number of members under subd. 1m. All of the following apply to a  
15 community steering committee created under this paragraph:

16 1m. ~~The Wisconsin works Works agency shall recommend the members of the~~  
17 ~~committee to the chief executive officer of each county served by the Wisconsin works~~  
18 ~~agency. The chief executive officer of each county shall appoint the members of the~~  
19 ~~committee. The number of members that each chief executive officer appoints to the~~  
20 ~~committee shall be in proportion to the population of that officer's county relative to~~  
21 ~~the population of each other county served by the Wisconsin works agency, except~~  
22 ~~that the chief executive officer of a county that is not a Wisconsin works agency shall~~  
23 ~~appoint the director of the county department under s. 46.215, 46.22 or 46.23, or his~~  
24 ~~or her designee, and one other representative of the county department under s.~~

## SECTION 1707

1 46.215, 46.22 or 46.23. The committee shall consist of at least 12 members, but not  
2 more than 15 members. within the following parameters:

3 2m. The members of the committee shall appoint a chairperson who shall be  
4 a person who represents business interests.

5 4m. The committee shall do all of the following:

6 **\*-0308/2.2\*SECTION 1708.** 49.143 (2) (a) 1. of the statutes is renumbered  
7 49.143 (2) (a) 4m. a.

8 **\*-0308/2.3\*SECTION 1709.** 49.143 (2) (a) 1m. a. of the statutes is created to  
9 read:

10 49.143 (2) (a) 1m. a. The total number of members on the committee may not  
11 exceed 20.

12 **\*-0308/2.4\*SECTION 1710.** 49.143 (2) (a) 1m. b. of the statutes is created to  
13 read:

14 49.143 (2) (a) 1m. b. Each county that the Wisconsin Works agency serves must  
15 be represented on a committee by a member who is a representative of a county  
16 department responsible for economic development, of a city department responsible  
17 for economic development for a city that is in that county, or of the business  
18 community in that county. The Wisconsin Works agency shall appoint at least one  
19 representative of business interests as a member of the committee.

20 **\*-0308/2.5\*SECTION 1711.** 49.143 (2) (a) 2. of the statutes is renumbered  
21 49.143 (2) (a) 4m. b. and amended to read:

22 49.143 (2) (a) 4m. b. Identify and encourage employers to provide permanent  
23 jobs for persons who are eligible for ~~trial employment match program jobs or~~  
24 ~~community service jobs~~ Wisconsin Works.

1           \*~~0308/2.6~~**SECTION 1712.** 49.143 (2) (a) 3. of the statutes is renumbered  
2 49.143 (2) (a) 4m. c. and amended to read:

3           49.143 (2) (a) 4m. c. Create, and encourage others to create, subsidized jobs for  
4 persons who are eligible for ~~trial employment match program jobs or community~~  
5 ~~service jobs~~ Wisconsin Works.

6           \*~~0308/2.7~~**SECTION 1713.** 49.143 (2) (a) 4. of the statutes is renumbered  
7 49.143 (2) (a) 4m. d. and amended to read:

8           49.143 (2) (a) 4m. d. Create, and encourage others to create, ~~on-the-job~~  
9 ~~training sites~~ work experience opportunities, including supported work experience,  
10 for persons who are eligible for ~~trial employment match program jobs or community~~  
11 ~~service jobs~~ Wisconsin Works.

12           \*~~0308/2.8~~**SECTION 1714.** 49.143 (2) (a) 5. and 6. of the statutes are  
13 consolidated, renumbered 49.143 (2) (a) 3m. and amended to read:

14           49.143 (2) (a) 3m. ~~Foster~~ The committee may foster and guide the  
15 entrepreneurial efforts of participants who are eligible for ~~trial employment match~~  
16 ~~program jobs or community service jobs.~~ 6. Provide Wisconsin Works and provide  
17 mentors, both from its membership and from recruitment of members of the  
18 community, to provide job-related guidance, including assistance in resolving  
19 job-related issues and the provision of job leads or references, to persons who are  
20 eligible for ~~trial employment match program jobs or community service jobs~~  
21 Wisconsin Works.

22           \*~~0308/2.9~~**SECTION 1715.** 49.143 (2) (a) 7. of the statutes is renumbered  
23 49.143 (2) (a) 4m. e. and amended to read:

## SECTION 1715

1           49.143 (2) (a) 4m. e. Coordinate with ~~the council on workforce investment~~ local  
2 workforce development boards established under 29 USC ~~2821~~ 2832 to ensure  
3 compatibility of purpose and no duplication of effort.

4           \*~~0308/2.10~~\*SECTION 1716. 49.143 (2) (a) 8. of the statutes is repealed.

5           \*~~0308/2.11~~\*SECTION 1717. 49.143 (2) (a) 10. of the statutes is repealed.

6           \*~~0417/P3.1~~\*SECTION 1718. 49.145 (2) (n) 1. (intro.) of the statutes is amended  
7 to read:

8           49.145 (2) (n) 1. (intro.) Except as provided in subd. 4., beginning on the date  
9 on which the individual has attained the age of 18, the total number of months in  
10 which the individual or any adult member of the individual's Wisconsin ~~works~~ Works  
11 group has participated in, or has received benefits under, any of the following or any  
12 combination of the following does not exceed ~~60~~ 48 months, whether or not  
13 consecutive:

14           \*~~0417/P3.2~~\*SECTION 1719. 49.145 (2) (n) 1. a. of the statutes is amended to  
15 read:

16           49.145 (2) (n) 1. a. The job opportunities and basic skills program under s.  
17 49.193, 1997 stats. Active participation on or after October 1, 1996, in the job  
18 opportunities and basic skills program counts toward the ~~60-month~~ 48-month limit.

19           \*~~0417/P3.3~~\*SECTION 1720. 49.145 (2) (n) 3. of the statutes is amended to read:

20           49.145 (2) (n) 3. A Wisconsin ~~works~~ Works agency may extend the time limit  
21 under this paragraph only if the Wisconsin ~~works~~ Works agency determines, in  
22 accordance with rules promulgated by the department, that ~~unusual circumstances~~  
23 ~~exist that warrant an extension of the participation period~~ the individual is  
24 experiencing hardship or that the individual's family includes an individual who has  
25 been battered or subjected to extreme cruelty.

1           \*~~0351/1.1~~\*SECTION 1721. 49.147 (3) (ac) (intro.) of the statutes is amended to  
2 read:

3           49.147 (3) (ac) *Employer subsidies and reimbursements.* (intro.) The  
4 Wisconsin Works agency shall pay to an employer that employs a participant under  
5 this subsection a wage subsidy in an amount that is negotiated between the  
6 Wisconsin Works agency and the employer but that is not less more than the state  
7 or federal minimum wage that applies to the participant. The wage subsidy shall be  
8 paid for each hour that the participant actually works, up to a maximum of 40 hours  
9 per week. The employer shall pay the participant any difference between the wage  
10 subsidy amount and the participant's wage and must pay the participant at least  
11 minimum wage. In addition to paying the wage subsidy, the Wisconsin Works agency  
12 may, as negotiated between the Wisconsin Works agency and the employer,  
13 reimburse the employer for all or a portion of other costs that are attributable to the  
14 employment of the participant, including any of the following:

15           \*~~0308/2.12~~\*SECTION 1722. 49.147 (4) (at) of the statutes is amended to read:

16           49.147 (4) (at) *Motivational training.* A Wisconsin works Works agency may  
17 require a participant, during the first 2 weeks of participation under this subsection,  
18 to participate in an assessment and motivational training program ~~identified by the~~  
19 ~~community steering committee under s. 49.143 (2) (a) 10.~~ The Wisconsin works  
20 Works agency may require not more than 40 hours of participation per week under  
21 this paragraph in lieu of the participation requirement under par. (as).

22           \*~~0308/2.13~~\*SECTION 1723. 49.147 (5) (bt) of the statutes is amended to read:

23           49.147 (5) (bt) *Motivational training.* A Wisconsin works Works agency may  
24 require a participant, during the first 2 weeks of participation under this subsection,  
25 to participate in an assessment and motivational training program ~~identified by the~~

1 ~~community steering committee under s. 49.143 (2) (a) 10.~~ The Wisconsin works  
2 Works agency may require not more than 40 hours of participation per week under  
3 this paragraph in lieu of the participation requirement under par. (bs).

4 \*~~0131/2.1~~**SECTION 1724.** 49.151 (1) (intro.) of the statutes is renumbered  
5 49.151 (1m) (intro.).

6 \*~~0131/2.2~~**SECTION 1725.** 49.151 (1) (a) of the statutes is repealed.

7 \*~~0131/2.3~~**SECTION 1726.** 49.151 (1) (b) of the statutes is renumbered 49.151  
8 (1m) (a) (intro.) and amended to read:

9 49.151 (1m) (a) (intro.) The participant, or an individual who is in the  
10 participant's Wisconsin Works group and who is subject to the work requirement  
11 under s. 49.15 (2), fails, without good cause, as determined by the Wisconsin Works  
12 agency, to appear do any of the following:

13 1. Appear for an interview with a prospective employer ~~or, if the participant is~~  
14 ~~in a Wisconsin Works transitional placement, the participant fails to appear.~~

15 2. Appear for an assigned work activity, including an activity under s. 49.147  
16 ~~(5) (b) 1. a. to d., without good cause, as determined as defined in 42 USC 607 (d), or~~  
17 for an activity assigned by the Wisconsin Works agency.

18 \*~~0131/2.4~~**SECTION 1727.** 49.151 (1) (c) of the statutes is renumbered 49.151  
19 (1m) (b) and amended to read:

20 49.151 (1m) (b) The participant, or an individual who is in the participant's  
21 Wisconsin works Works group and who is subject to the work requirement under s.  
22 49.15 (2), voluntarily leaves appropriate employment or training without good cause,  
23 as determined by the Wisconsin works Works agency.

24 \*~~0131/2.5~~**SECTION 1728.** 49.151 (1) (d) of the statutes is renumbered 49.151  
25 (1m) (d) and amended to read:

1           49.151 (1m) (d) The participant, or an individual who is in the participant's  
2           Wisconsin works Works group and who is subject to the work requirement under s.  
3           49.15 (2), ~~loses is discharged from appropriate~~ employment as a result of being  
4           discharged or training for cause.

5           \*~~-0131/2.6~~\*SECTION 1729. 49.151 (1) (e) of the statutes is renumbered 49.151  
6           (1m) (f) and amended to read:

7           49.151 (1m) (f) The participant, or an individual who is in the participant's  
8           Wisconsin works Works group and who is subject to the work requirement under s.  
9           49.15 (2), demonstrates through other behavior or action, as specified by the  
10          department by rule, that he or she refuses to participate in a Wisconsin works Works  
11          employment position.

12          \*~~-0131/2.7~~\*SECTION 1730. 49.151 (1c) of the statutes is created to read:

13          49.151 (1c) DEFINITIONS. In this section:

14          (a) "Employer" means a subsidized or unsubsidized employer or a work  
15          experience provider.

16          (b) "Employment" means subsidized or unsubsidized employment or an  
17          assigned work experience activity.

18          \*~~-0131/2.8~~\*SECTION 1731. 49.151 (1m) (c) of the statutes is created to read:

19          49.151 (1m) (c) The participant, or an individual who is in the participant's  
20          Wisconsin Works group and who is subject to the work requirement under s. 49.15  
21          (2), voluntarily leaves a work experience site without good cause, as determined by  
22          the Wisconsin Works agency.

23          \*~~-0131/2.9~~\*SECTION 1732. 49.151 (1m) (e) of the statutes is created to read:

1           49.151 (1m) (e) The participant, or an individual who is in the participant's  
2 Wisconsin Works group and who is subject to the work requirement under s. 49.15  
3 (2), is discharged from a work experience site for cause.

4           \*~~0131/2.10~~\*SECTION 1733. 49.1515 (1) of the statutes is amended to read:

5           49.1515 (1) GUIDELINES BY RULE. The department shall by rule specify  
6 guidelines for determining when a participant, or individual in the participant's  
7 Wisconsin Works group, who engages in a behavior specified in s. 49.151 (1) (1m) (a),  
8 (b), (c), (d), ~~or~~ (e), or (f) is demonstrating a refusal to participate.

9           \*~~0309/P1.1~~\*SECTION 1734. 49.153 of the statutes is repealed.

10           \*~~0307/P2.1~~\*SECTION 1735. 49.155 (1m) (intro.) of the statutes is amended to  
11 read:

12           49.155 (1m) ELIGIBILITY. (intro.) Except as provided in s. 49.155 (3g), the  
13 department shall determine, contract with a county department or agency to  
14 determine, or contract with a county department or agency to share determination  
15 of the eligibility of individuals residing in a particular geographic region or who are  
16 members of a particular Indian tribal unit for child care subsidies under this section.  
17 Under this section, an individual may receive a subsidy for child care for a child who  
18 has not attained the age of 13 or, if the child is disabled, who has not attained the age  
19 of 19, if the individual meets all of the following conditions:

20           \*~~0307/P2.2~~\*SECTION 1736. 49.155 (3) (intro.) of the statutes is amended to  
21 read:

22           49.155 (3) CHILD CARE LOCAL ADMINISTRATION. (intro.) Except as provided in sub.  
23 (3g), ~~the~~ a county department or agency with which the department contracts under  
24 sub. (1m) to determine eligibility in a particular geographic region or for a particular  
25 Indian tribal unit shall administer child care assistance in that geographic region or



1 for that tribal unit. For the administration of child care assistance under this  
2 section, the department may require the county department or agency to do all of the  
3 following:

4 **\*-0307/P2.3\*SECTION 1737.** 49.155 (3m) (am) of the statutes is created to read:

5 49.155 (3m) (am) If the department contracts with a county department or  
6 agency under sub. (1m), the department shall allocate funds for the eligibility  
7 determination function under the contract. When allocating these funds, the  
8 department may consider trends in applications, a county department's or agency's  
9 past eligibility determination expenditures, the respective portions of the eligibility  
10 determination function to be performed by the department and the county  
11 department or agency, and any other factor determined by the department.

12 **\*-0307/P2.4\*SECTION 1738.** 49.155 (3m) (b) 1. of the statutes is amended to  
13 read:

14 49.155 (3m) (b) 1. Subject to subds. 2. and 3., the department shall, to the  
15 extent practicable, allocate funds to a contract entered into under sub. (1m) for the  
16 administration of the program under sub. (3) in the same proportion as the  
17 geographic region's or Indian tribal unit's proportionate share of all statewide  
18 ~~subsidy authorizations and eligibility redeterminations under sub. (3) (e) funding~~  
19 allocated under par. (am) for eligibility determination functions during the contract  
20 period or, if the department elects, in the same proportion as the geographic region's  
21 or Indian tribal unit's proportionate share of all children for whom a subsidy was  
22 provided under this section in the most recent 12-month period for which applicable  
23 statistics are available before the start of the contract period.

24 **\*-0350/4.1\*SECTION 1739.** 49.159 (1) (a) (intro.) of the statutes is amended to  
25 read:

**SECTION 1739**

1           49.159 (1) (a) (intro.) An individual who would be eligible under s. 49.145  
2 except that the individual is the noncustodial parent of a dependent child is eligible  
3 for services and benefits under par. (b) if the individual is subject to a child support  
4 order, the individual satisfies all of the requirements related to substance abuse  
5 screening, testing, and treatment under s. 49.162 that apply to the individual, and  
6 any of the following applies to the custodial parent of the dependent child:

7           \***-0350/4.2**\*SECTION 1740. 49.162 of the statutes is created to read:

8           **49.162 Substance abuse screening and testing for certain work**  
9 **experience programs. (1)** In this section:

10           (a) "Administering agency" means the department or an agency with which the  
11 department contracts to administer a program.

12           (b) "Controlled substance" has the meaning given in s. 961.01 (4).

13           (c) "Program" means any of the following:

14           1. Services and benefits under s. 49.159 (1) (b).

15           2. The Transform Milwaukee Jobs program or the Transitional Jobs program  
16 under s. 49.163.

17           3. A work experience and job training program under s. 49.36.

18           **(2)** In order to participate in a program, an individual shall complete a  
19 controlled substance abuse screening questionnaire. If, on the basis of answers to  
20 the questionnaire, the administering agency determines that there is a reasonable  
21 suspicion that an individual who is otherwise eligible for a program is abusing a  
22 controlled substance, the administering agency shall require the individual to  
23 undergo a test for the use of a controlled substance. If the individual refuses to  
24 submit to a test, the individual is not eligible to participate in a program until the

1 individual complies with the requirement to undergo a test for the use of a controlled  
2 substance.

3 (3) If an individual who undergoes a test under sub. (2) tests negative for the  
4 use of a controlled substance, or tests positive for the use of a controlled substance  
5 but presents evidence satisfactory to the administering agency that the individual  
6 possesses a valid prescription for each controlled substance for which the individual  
7 tests positive, the individual will have satisfactorily completed the substance abuse  
8 testing requirements under this section.

9 (4) (a) If an individual who undergoes a test under sub. (2) tests positive for the  
10 use of a controlled substance without presenting evidence of a valid prescription as  
11 described in sub. (3), the administering agency shall require the individual to  
12 participate in substance abuse treatment to remain eligible to participate in a  
13 program. If the individual refuses to participate in substance abuse treatment, the  
14 individual is not eligible to participate in a program until the individual complies  
15 with the requirement to participate in substance abuse treatment.

16 (b) During the time that an individual is receiving substance abuse treatment  
17 under par. (a), the administering agency shall require the individual to undergo  
18 random testing for the use of a controlled substance. For the individual to remain  
19 eligible for a program, the individual must cooperate with the testing and the results  
20 of the tests must be negative or, if any results are positive, the individual must  
21 present evidence of a valid prescription as described in sub. (3). If the results of any  
22 test during treatment are positive for the use of a controlled substance and the  
23 individual does not present evidence of a valid prescription for the controlled  
24 substance, the individual shall have the opportunity to begin the treatment again  
25 one time, as determined by the administering agency. If the individual begins the

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1 substance abuse treatment again, he or she shall remain eligible for a program as  
2 long as the results of all tests for the use of a controlled substance during the  
3 subsequent treatment are negative for the use of a controlled substance or, if any  
4 results are positive, the individual presents evidence of a valid prescription for the  
5 controlled substance.

6 (c) If an individual receiving treatment under par. (b) completes treatment and,  
7 at the conclusion of the treatment, tests negative for the use of a controlled substance  
8 or presents evidence of a valid prescription for any controlled substance for which the  
9 individual tests positive, the individual will have satisfactorily completed the  
10 substance abuse testing requirements under this section.

11 (5) The department shall manage the costs and reinvest the savings under this  
12 section, and shall work with the administering agency, if different from the  
13 department, to manage the costs and reinvest the savings.

14 **\*-0786/2.1\*SECTION 1741.** 49.163 (2) (a) of the statutes is amended to read:

15 49.163 (2) (a) The department shall establish a Transform Milwaukee Jobs  
16 program in Milwaukee County and, if funding is available, may establish a  
17 Transitional Jobs program outside of Milwaukee County. To the extent of available  
18 funds, the department shall conduct the Transitional Jobs program, if established,  
19 in one or more geographic areas in the state that are not in Milwaukee County. In  
20 selecting the geographic area or areas in which to conduct the Transitional Jobs  
21 program, the department shall give priority to those areas with relatively high rates  
22 of unemployment and childhood poverty and to other areas with special needs that  
23 the department determines should be given priority.

24 **\*-0350/4.3\*SECTION 1742.** 49.163 (2) (am) 7. of the statutes is created to read:

1           49.163 (2) (am) 7. Satisfy all of the requirements related to substance abuse  
2 screening, testing, and treatment under s. 49.162 that apply to the individual.

3           \*~~0351/1.2~~SECTION 1743. 49.163 (3) (a) 3. a. of the statutes is amended to  
4 read:

5           49.163 (3) (a) 3. a. A wage subsidy that is equal to the an amount of wages that  
6 negotiated between the department and the employer or contractor pays to the  
7 individual, that is paid for hours each hour the individual actually worked, not to  
8 exceed 40 hours per week at, and that is not more than the federal or state minimum  
9 wage that applies to the individual.

10          \*~~0351/1.3~~SECTION 1744. 49.163 (3) (a) 4. of the statutes is amended to read:

11          49.163 (3) (a) 4. An employer, or, subject to the approval of the department, a  
12 contractor under sub. (4), that employs an individual participating in the program  
13 may pay the individual an amount that exceeds any wage subsidy paid to the  
14 employer or contractor by the department under subd. 3. a., except that the employer  
15 or contractor must pay the individual at least minimum wage.

16          \*~~0786/2.2~~SECTION 1745. 49.175 (1) (intro.) of the statutes is amended to  
17 read:

18          49.175 (1) ALLOCATION OF FUNDS. (intro.) Except as provided in ~~sub.~~ subs. (2)  
19 and (3), within the limits of the appropriations under s. 20.437 (2) (a), (cm), (dz), (k),  
20 (kx), (L), (mc), (md), (me), and (s) and (3) (kp), the department shall allocate the  
21 following amounts for the following purposes:

22          \*~~0786/2.3~~SECTION 1746. 49.175 (1) (a) of the statutes is amended to read:

23          49.175 (1) (a) *Wisconsin Works benefits.* For Wisconsin Works benefits,  
24 \$82,014,000 \$89,796,000 in fiscal year 2013–14 2015–16 and \$72,696,000  
25 \$88,796,000 in fiscal year 2014–15 2016–17.

## SECTION 1747

1           \*~~0786/2.4~~\*SECTION 1747. 49.175 (1) (b) of the statutes is amended to read:

2           49.175 (1) (b) *Wisconsin Works agency contracts; job access loans.* For contracts  
3 with Wisconsin Works agencies under s. 49.143 and for job access loans under s.  
4 49.147 (6), ~~\$57,586,500 in fiscal year 2013–14 and \$58,336,500~~ \$58,336,500 in each  
5 fiscal year 2014–15.

6           \*~~0786/2.5~~\*SECTION 1748. 49.175 (1) (g) of the statutes is amended to read:

7           49.175 (1) (g) *State administration of public assistance programs and*  
8 *overpayment collections.* For state administration of public assistance programs and  
9 the collection of public assistance overpayments, ~~\$12,697,100~~ \$14,834,100 in fiscal  
10 year ~~2013–14~~ 2015–16 and ~~\$12,812,700~~ \$14,967,700 in fiscal year ~~2014–15~~ 2016–17.

11           \*~~0786/2.6~~\*SECTION 1749. 49.175 (1) (i) of the statutes is amended to read:

12           49.175 (1) (i) *Emergency assistance.* For emergency assistance under s. 49.138  
13 and for transfer to the department of administration for low-income energy or  
14 weatherization assistance programs, ~~\$7,500,000~~ \$8,500,000 in fiscal year 2015–16  
15 and \$8,400,000 in each fiscal year 2016–17.

16           \*~~0786/2.7~~\*SECTION 1750. 49.175 (1) (k) of the statutes is amended to read:

17           49.175 (1) (k) *Transform Milwaukee and Transitional Jobs programs.* For  
18 contract costs under the Transform Milwaukee Jobs program and the Transitional  
19 Jobs program under s. 49.163, ~~\$3,750,000~~ \$6,000,000 in fiscal year ~~2013–14~~ 2015–16  
20 and ~~\$5,000,000~~ \$7,000,000 in fiscal year ~~2014–15~~ 2016–17.

21           \*~~0786/2.8~~\*SECTION 1751. 49.175 (1) (n) of the statutes is created to read:

22           49.175 (1) (n) *Fostering futures: connections count.* For funding community  
23 connectors to interact with vulnerable families with young children and to connect  
24 families with formal and informal community support, \$360,300 in fiscal year  
25 2016–17.

1           \*~~0786/2.9~~\*SECTION 1752. 49.175 (1) (p) of the statutes is amended to read:

2           49.175 (1) (p) *Direct child care services.* For direct child care services under s.  
3           49.155, \$271,400,200 \$267,945,900 in fiscal year 2013–14 2015–16 and  
4           \$274,734,000 \$286,777,400 in fiscal year 2014–15 2016–17.

5           \*~~0786/2.10~~\*SECTION 1753. 49.175 (1) (q) of the statutes is amended to read:

6           49.175 (1) (q) *Child care state administration and licensing activities.* For state  
7           administration of child care programs under s. 49.155 and for child care licensing  
8           activities, \$29,719,000 \$34,244,600 in fiscal year 2013–14 2015–16 and \$31,799,500  
9           \$33,248,300 in fiscal year 2014–15 2016–17.

10          \*~~0786/2.11~~\*SECTION 1754. 49.175 (1) (qm) of the statutes is amended to read:

11          49.175 (1) (qm) *Quality care for quality kids.* For the child care quality  
12          improvement activities specified in s. 49.155 (1g), \$13,095,800 \$15,492,700 in each  
13          fiscal year.

14          \*~~0786/2.12~~\*SECTION 1755. 49.175 (1) (r) of the statutes is amended to read:

15          49.175 (1) (r) *Children of recipients of supplemental security income.* For  
16          payments made under s. 49.775 for the support of the dependent children of  
17          recipients of supplemental security income, \$33,688,000 \$31,338,200 in each fiscal  
18          year.

19          \*~~0786/2.13~~\*SECTION 1756. 49.175 (1) (s) of the statutes is amended to read:

20          49.175 (1) (s) *Kinship care and long-term kinship care assistance.* For kinship  
21          care and long-term kinship care payments under s. 48.57 (3m) (am) and (3n) (am),  
22          for assessments to determine eligibility for those payments, and for agreements  
23          under s. 48.57 (3t) with the governing bodies of Indian tribes for the administration  
24          of the kinship care and long-term kinship care programs within the boundaries of

## SECTION 1756

1 the reservations of those tribes, ~~\$20,335,200~~ \$21,222,700 in fiscal year 2013–14  
2 2015–16 and ~~\$20,774,400~~ \$21,435,000 in fiscal year ~~2014–15~~ 2016–17.

3 \*~~0786/2.14~~\*SECTION 1757. 49.175 (1) (t) of the statutes is amended to read:

4 49.175 (1) (t) *Safety and out-of-home placement services*. For services provided  
5 to ensure the safety of children who the department or a county determines may  
6 remain at home if appropriate services are provided, and for services provided to  
7 families with children placed in out-of-home care, ~~\$7,711,100~~ \$3,647,200 in each  
8 fiscal year 2015–16 and \$5,392,700 in fiscal year 2016–17.

9 \*~~0786/2.15~~\*SECTION 1758. 49.175 (1) (u) of the statutes is amended to read:

10 49.175 (1) (u) *Prevention services*. For services to prevent child abuse or neglect  
11 in counties having a population of 500,000 or more, ~~\$1,489,600~~ \$1,389,600 in each  
12 fiscal year.

13 \*~~0786/2.16~~\*SECTION 1759. 49.175 (1) (z) of the statutes is amended to read:

14 49.175 (1) (z) *Grants to the Boys and Girls Clubs of America*. For grants to the  
15 Wisconsin Chapter of the Boys and Girls Clubs of America to fund programs that  
16 improve social, academic, and employment skills of youth who are eligible to receive  
17 temporary assistance for needy families under 42 USC 601 et seq., focusing on study  
18 habits, intensive tutoring in math and English, and exposure to career options and  
19 role models, ~~\$1,250,000~~ in fiscal year ~~2013–14~~ and ~~\$1,100,000~~ \$1,100,000 in each  
20 fiscal year 2014–15. Grants provided under this paragraph may not be used by the  
21 grant recipient to replace funding for programs that are being funded, when the  
22 grant proceeds are received, with moneys other than those from the appropriations  
23 specified in sub. (1) (intro.). ~~The total amount of the grants for fiscal year 2013–14~~  
24 ~~includes \$25,000 for the greater Wisconsin Rapids Area Boys and Girls Club to fund~~  
25 ~~the Cranberry Science, Technology, Engineering, and Mathematics program and, if~~



1 the program provides ~~\$125,000 in matching funds, \$125,000 for the Green Bay Boys~~  
2 ~~and Girls Clubs for the BE GREAT: Graduate program, to be used only for activities~~  
3 ~~for which federal Temporary Assistance for Needy Families block grant moneys may~~  
4 ~~be used.~~

5 \*~~0786/2.17~~\*SECTION 1760. 49.175 (3) of the statutes is created to read:

6 49.175 (3) LIMIT ON CERTAIN FUNDS. Moneys from the appropriation account  
7 under s. 20.437 (3) (kp) for the allocations specified in sub. (1) shall be limited to  
8 \$4,730,300 and may be expended only for obligations incurred between October 1,  
9 2015, and September 30, 2016.

10 \*~~0132/2.2~~\*SECTION 1761. 49.195 (title) of the statutes is amended to read:

11 49.195 (title) **Recovery of aid to families with dependent children and,**  
12 **Wisconsin works Works benefits, and overpayments of emergency**  
13 **assistance.**

14 \*~~0132/2.3~~\*SECTION 1762. 49.195 (3) of the statutes is amended to read:

15 49.195 (3) A county, tribal governing body, Wisconsin works Works agency, or  
16 the department shall determine whether an overpayment has been made under s.  
17 ~~49.19~~ 49.138, 49.148, 49.155 ~~or~~, 49.157, or 49.19 and, if so, the amount of the  
18 overpayment. The county, tribal governing body, Wisconsin works Works agency, or  
19 department shall provide notice of the overpayment to the liable person. The  
20 department shall give that person an opportunity for a review following the  
21 procedure specified under s. 49.152, if the person received the overpayment under  
22 s. 49.141 to 49.161, and for a hearing under ch. 227. Notwithstanding s. 49.96, the  
23 department shall promptly recover all overpayments made under s. ~~49.19~~ 49.138,  
24 49.148, 49.155 ~~or~~, 49.157, or 49.19 that have not already been received under s.  
25 49.138 (5), 49.161, or 49.19 (17) or received as a setoff under s. 71.93 and shall

1 promulgate rules establishing policies and procedures to administer this subsection.  
2 The rules shall include notification procedures similar to those established for child  
3 support collections.

4 **\*-0416/P1.2\*SECTION 1763.** 49.26 (1) (gm) 1. d. of the statutes is created to  
5 read:

6 49.26 (1) (gm) 1. d. A child whose Wisconsin Works group includes a participant  
7 under s. 49.147 (3), (4), or (5) who has been unable to participate in activities required  
8 under s. 49.147 (3), (4), or (5) due to the child's school-related problems.

9 **\*-0407/P3.51\*SECTION 1764.** 49.275 of the statutes is amended to read:

10 **49.275 Cooperation with federal government.** The department may  
11 cooperate with the federal government in carrying out federal acts concerning public  
12 assistance under this subchapter ~~and, child welfare under ch. 48, and~~  
13 community-based juvenile delinquency-related services under ch. 938 and in other  
14 matters of mutual concern ~~under this subchapter~~ pertaining to public welfare ~~and~~  
15 ~~under ch. 48 pertaining to, child welfare, and juvenile delinquency under this~~  
16 subchapter and chs. 48 and 938.

17 **\*-0407/P3.52\*SECTION 1765.** 49.32 (1) (a) of the statutes is amended to read:

18 49.32 (1) (a) Except as provided in s. 49.345 (14) (b) and (c), the department  
19 shall establish a uniform system of fees for services ~~provided or purchased~~ under this  
20 subchapter and ch. 48, and community-based juvenile delinquency-related services  
21 under ch. 938, purchased or provided by the department, or by a county department  
22 under s. 46.215, 46.22, or 46.23, except as provided in s. 49.22 (6) and except when,  
23 as determined by the department, a fee is administratively unfeasible or would  
24 significantly prevent accomplishing the purpose of the service. A county department  
25 under s. 46.215, 46.22, or 46.23 shall apply the fees that it collects under this program

1 to cover the cost of those services. The department shall report to the joint committee  
2 on finance no later than March 1 of each year on the number of children placed for  
3 adoption by the department during the previous year and the costs to the state for  
4 services relating to such adoptions.

5 **\*-0407/P3.53\*SECTION 1766.** 49.32 (1) (b) of the statutes is amended to read:

6 49.32 (1) (b) Except as provided in s. 49.345 (14) (b) and (c), any person  
7 receiving services purchased or provided ~~or purchased~~ under par. (a) or the spouse  
8 of the person and, in the case of a minor, the parents of the person, and, in the case  
9 of a foreign child described in s. 48.839 (1) who became dependent on public funds  
10 for his or her primary support before an order granting his or her adoption, the  
11 resident of this state appointed guardian of the child by a foreign court who brought  
12 the child into this state for the purpose of adoption, shall be liable for the services in  
13 the amount of the fee established under par. (a).

14 **\*-0407/P3.54\*SECTION 1767.** 49.32 (2) (b) of the statutes is amended to read:

15 49.32 (2) (b) The department may make social services payments and  
16 payments for community-based juvenile delinquency-related services directly to  
17 recipients, vendors, or providers in accordance with law and rules of the department  
18 on behalf of the counties ~~which~~ that have contracts to have ~~such~~ those payments  
19 made on their behalf.

20 **\*-0407/P3.55\*SECTION 1768.** 49.325 (1) (a) of the statutes is amended to read:

21 49.325 (1) (a) Each county department under s. 46.215, 46.22, or 46.23 shall  
22 submit its final budget for services purchased or directly provided ~~or purchased~~  
23 under this subchapter or ch. 48 and for community-based juvenile  
24 delinquency-related services purchased or directly provided under ch. 938 to the  
25 department by December 31 annually.

**SECTION 1769**

1           \*~~0407/P3.56~~**SECTION 1769.** 49.325 (2) of the statutes is amended to read:

2           49.325 (2) ASSESSMENT OF NEEDS. Before developing and submitting a proposed  
3 budget for services purchased or directly provided ~~or purchased~~ under this  
4 subchapter or ch. 48 and for community-based juvenile delinquency-related  
5 services purchased or directly provided under ch. 938 to the county executive or  
6 county administrator or the county board, the county departments listed in sub. (1)  
7 shall assess needs and inventory resources and services, using an open public  
8 participation process.

9           \*~~0407/P3.57~~**SECTION 1770.** 49.325 (2g) (a) of the statutes is amended to read:

10          49.325 (2g) (a) The department shall annually submit to the county board of  
11 supervisors in a county with a single-county department or the county boards of  
12 supervisors in counties with a multicounty department a proposed written contract  
13 containing the allocation of funds for services purchased or directly provided ~~or~~  
14 ~~purchased~~ under this subchapter or ch. 48, for community-based juvenile  
15 delinquency-related services purchased or directly provided under ch. 938, and for  
16 such administrative requirements as necessary. The contract as approved may  
17 contain conditions of participation consistent with federal and state law. The  
18 contract may also include provisions necessary to ensure uniform cost accounting of  
19 services. Any changes to the proposed contract shall be mutually agreed upon. The  
20 county board of supervisors in a county with a single-county department or the  
21 county boards of supervisors in counties with a multicounty department shall  
22 approve the contract before January 1 of the year in which it takes effect unless the  
23 department grants an extension. The county board of supervisors in a county with  
24 a single-county department or the county boards of supervisors in counties with a

1 multicounty department may designate an agent to approve addenda to any contract  
2 after the contract has been approved.

3 \***-0407/P3.58**\*SECTION 1771. 49.325 (2g) (b) of the statutes is amended to read:

4 49.325 (2g) (b) The department may not approve contracts for amounts in  
5 excess of available revenues. The county board of supervisors in a county with a  
6 single-county department or the county boards of supervisors in counties with a  
7 multicounty department may appropriate funds for community-based juvenile  
8 delinquency-related services. Actual expenditure of county funds shall be reported  
9 in compliance with procedures developed by the department.

10 \***-0407/P3.59**\*SECTION 1772. 49.325 (2g) (c) of the statutes is amended to read:

11 49.325 (2g) (c) The joint committee on finance may require the department to  
12 submit contracts between county departments under ss. 46.215, 46.22, and 46.23  
13 and providers of services under this subchapter or ch. 48 or of community-based  
14 juvenile delinquency-related services under ch. 938 to the committee for review and  
15 approval.

16 \***-0407/P3.60**\*SECTION 1773. 49.325 (2r) (a) 1. of the statutes is amended to  
17 read:

18 49.325 (2r) (a) 1. For services under this subchapter or ch. 48 or  
19 community-based juvenile delinquency-related services under ch. 938 that  
20 duplicate or are inconsistent with services being purchased or provided or purchased  
21 by the department or other county departments receiving grants-in-aid or  
22 reimbursement from the department.

23 \***-0407/P3.61**\*SECTION 1774. 49.325 (2r) (a) 2. of the statutes is amended to

24 read:

1           49.325 (2r) (a) 2. Inconsistent with state or federal statutes, rules, or  
2 regulations, in which case the department may also arrange for the provision of  
3 services under this subchapter or ch. 48 or community-based juvenile  
4 delinquency-related services under ch. 938 by an alternate agency. The department  
5 may not arrange for the provision of those services by an alternate agency unless the  
6 joint committee on finance or a review body designated by the committee reviews and  
7 approves the department's determination.

8           \*~~0407/P3.62~~SECTION 1775. 49.34 (1) of the statutes is amended to read:

9           49.34 (1) All services under this subchapter and ch. 48 and all  
10 community-based juvenile delinquency-related services under ch. 938 purchased  
11 by the department or by a county department under s. 46.215, 46.22, or 46.23 shall  
12 be authorized and contracted for under the standards established under this section.  
13 The department may require the county departments to submit the contracts to the  
14 department for review and approval. For purchases of \$10,000 or less the  
15 requirement for a written contract may be waived by the department. No contract  
16 is required for care provided by foster homes that are required to be licensed under  
17 s. 48.62. When the department directly contracts for services, ~~it~~ the department  
18 shall follow the procedures in this section in addition to meeting purchasing  
19 requirements established in s. 16.75.

20           \*~~0407/P3.63~~SECTION 1776. 49.34 (2) of the statutes is amended to read:

21           49.34 (2) All services purchased under this subchapter and ch. 48 and all  
22 community-based juvenile delinquency-related services purchased under ch. 938  
23 shall meet standards established by the department and other requirements  
24 specified by the purchaser in the contract. Based on these standards the department  
25 shall establish standards for cost accounting and management information systems

1 that shall monitor the utilization of the services, and document the specific services  
2 in meeting the service plan for the client and the objective of the service.

3 **\*-0407/P3.64\*SECTION 1777.** 49.34 (3) (f) of the statutes is repealed.

4 **\*-0407/P3.65\*SECTION 1778.** 49.345 (1) of the statutes is amended to read:

5 49.345 (1) Liability and the collection and enforcement of such liability for the  
6 care, maintenance, services, and supplies specified in this section are governed  
7 exclusively by this section, except in cases of child support ordered by a court under  
8 s. 48.355 (2) (b) 4., 48.357 (5m) (a), or 48.363 (2), 938.183 (4), 938.355 (2) (b) 4.,  
9 938.357 (5m) (a), or 938.363 (2) or ch. 767.

10 **\*-0407/P3.66\*SECTION 1779.** 49.345 (2) of the statutes is amended to read:

11 49.345 (2) Except as provided in sub. (14) (b) and (c), any person, including but  
12 ~~not limited to~~ a person placed under s. 48.345 (3) or, 48.357 (1) or (2m), 938.183,  
13 938.34 (3) or (4d), or 938.357 (1), (2m), (4), or (5) (e), receiving care, maintenance,  
14 services, and supplies provided by any institution in this state, in which the state is  
15 chargeable with all or part of the person's care, maintenance, services, and supplies,  
16 and the person's property and estate, including the homestead, and the spouse of the  
17 person, and the spouse's property and estate, including the homestead, and, in the  
18 case of a minor child, the parents of the person, and their property and estates,  
19 including their homestead, and, in the case of a foreign child described in s. 48.839  
20 (1) who became dependent on public funds for his or her primary support before an  
21 order granting his or her adoption, the resident of this state appointed guardian of  
22 the child by a foreign court who brought the child into this state for the purpose of  
23 adoption, and his or her property and estate, including his or her homestead, shall  
24 be liable for the cost of the care, maintenance, services, and supplies in accordance  
25 with the fee schedule established by the department under s. 49.32 (1). If a spouse,

**SECTION 1779**

1 widow, or minor, or an incapacitated person may be lawfully dependent upon the  
2 property for his or her support, the court shall release all or such part of the property  
3 and estate from the charges that may be necessary to provide for the person. The  
4 department shall make every reasonable effort to notify the liable persons as soon  
5 as possible after the beginning of the maintenance, but the notice or the receipt  
6 thereof of the notice is not a condition of liability.

7 **\*-0407/P3.67\*SECTION 1780.** 49.345 (8) (g) of the statutes is amended to read:

8 49.345 (8) (g) Pay quarterly from the appropriation under s. 20.437 (1) (gg) the  
9 collection moneys due county departments under ss. 46.215, 46.22, and 46.23.  
10 Payments shall be made as soon after the close of each quarter as is practicable.

11 **\*-0407/P3.68\*SECTION 1781.** 49.345 (14) (b) of the statutes is amended to read:

12 49.345 (14) (b) Except as provided in par. (c), and subject to par. (cm), liability  
13 of a parent specified in sub. (2) or s. 49.32 (1) for the care and maintenance of the  
14 parent's minor child who has been placed by a court order under s. 48.355 ~~or~~, 48.357,  
15 938.183, 938.355, or 938.357 in a residential, nonmedical facility such as a group  
16 home, foster home, subsidized guardianship home, or residential care center for  
17 children and youth shall be determined by the court by using the percentage  
18 standard established by the department under s. 49.22 (9) and by applying the  
19 percentage standard in the manner established by the department under par. (g).

20 **\*-0347/P2.3\*SECTION 1782.** 49.345 (14) (e) 1. of the statutes is amended to  
21 read:

22 49.345 (14) (e) 1. An order issued under s. 48.355 (2) (b) 4., 48.357 (5m) (a), or  
23 48.363 (2) for support determined under this subsection constitutes an assignment  
24 of all commissions, earnings, salaries, wages, pension benefits, income continuation  
25 insurance benefits under s. 40.62, duty disability benefits under s. 40.65, benefits



1 under ch. 102 or 108, and other money due or to be due in the future to the county  
2 department under s. 46.22 or 46.23 in the county where the order was entered or to  
3 the department, depending upon the placement of the child as specified by rules  
4 promulgated under subd. 5. The assignment shall be for an amount sufficient to  
5 ensure payment under the order.

6 **\*-0407/P3.69\*SECTION 1783.** 49.345 (14) (e) 1. of the statutes, as affected by  
7 2015 Wisconsin Act .... (this act), is amended to read:

8 49.345 (14) (e) 1. An order issued under s. 48.355 (2) (b) 4., 48.357 (5m) (a), or  
9 48.363 (2), 938.183 (4), 938.355 (2) (b) 4., 938.357 (5m) (a), or 938.363 (2) for support  
10 determined under this subsection constitutes an assignment of all commissions,  
11 earnings, salaries, wages, pension benefits, income continuation insurance benefits  
12 under s. 40.62, duty disability benefits under s. 40.65, benefits under ch. 102 or 108,  
13 and other money due or to be due in the future to the county department under s.  
14 46.215, 46.22, or 46.23 in the county where the order was entered or to the  
15 department, depending upon the placement of the child as specified by rules  
16 promulgated under subd. 5. The assignment shall be for an amount sufficient to  
17 ensure payment under the order.

\*\*\*\*NOTE: This is reconciled s. 49.345 (14) (e) 1. This SECTION has been affected by  
drafts with the following LRB numbers: LRB-0347/P1 and LRB-0407/P2.

18 **\*-0407/P3.70\*SECTION 1784.** 49.345 (14) (g) of the statutes is amended to read:  
19 49.345 (14) (g) For purposes of determining child support under par. (b), the  
20 department shall promulgate rules related to the application of the standard  
21 established by the department under s. 49.22 (9) to a child support obligation for the  
22 care and maintenance of a child who is placed by a court order under s. 48.355 or,  
23 48.357, 938.183, 938.355, or 938.357 in a residential, nonmedical facility. The rules

**SECTION 1784**

1 shall take into account the needs of any person, including dependent children other  
2 than the child, whom either parent is legally obligated to support.

3 \*~~0407/P3.71~~\***SECTION 1785.** 49.345 (16) of the statutes is amended to read:

4 49.345 (16) The department shall delegate to county departments under ss.  
5 46.215, 46.22, and 46.23 or the local providers of care and services meeting the  
6 standards established by the department under s. 49.34 the responsibilities vested  
7 in the department under this section for collection of fees for services other than  
8 those provided at state facilities, if the county departments or providers meet the  
9 conditions that the department determines are appropriate. The department may  
10 delegate to county departments under ss. 46.215, 46.22, and 46.23 the  
11 responsibilities vested in the department under this section for collection of fees for  
12 services provided at the state facilities if the necessary conditions are met.

13 \*~~0407/P3.72~~\***SECTION 1786.** 49.35 (1) (a) of the statutes is amended to read:

14 49.35 (1) (a) The department shall supervise the administration of programs  
15 under this subchapter and ch. 48 and of community-based juvenile  
16 delinquency-related programs under ch. 938. The department shall submit to the  
17 federal authorities state plans for the administration of programs under this  
18 subchapter and ch. 48 and of community-based juvenile delinquency-related  
19 programs under ch. 938 in such form and containing such information as the federal  
20 authorities require, and shall comply with all requirements prescribed to ensure  
21 their correctness.

22 \*~~0407/P3.73~~\***SECTION 1787.** 49.35 (1) (b) of the statutes is amended to read:

23 49.35 (1) (b) All records of the department and all county records relating to  
24 programs under this subchapter and ch. 48, community-based juvenile  
25 delinquency-related programs under ch. 938, and aid under s. 49.18, 1971 stats., s.