

2019 DRAFTING REQUEST

Bill

For: Administration-Budget 6-5468

Drafter: ewheeler

By: Rice

Secondary Drafters:

Date: 2/11/2019

May Contact:

Same as LRB:

Submit via email: YES

Requester's email:

Carbon copy (CC) to: doasbostatlanguage@wisconsin.gov
Elizabeth.Wheeler@legis.wisconsin.gov
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Pre Topic:

DOA:.....Rice, BB0326 -

Topic:

W-2 24-month job placement limits

Instructions:

See attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	ewheeler 2/14/2019	wjackson 2/15/2019			
/P1	ewheeler 2/25/2019	kfollett 2/25/2019	mbarman 2/15/2019		State
/P2			lparisi 2/25/2019		State

FE Sent For:

<END>

- 1935

Wheeler, Elizabeth

From: Hanaman, Cathlene
Sent: Monday, February 11, 2019 11:01 AM
To: Shea, Elisabeth; Wheeler, Elizabeth
Subject: FW: Statutory Language Drafting Request - 2019-21

Follow Up Flag: Follow up
Flag Status: Flagged

From: Rice, Olivia A - DOA <OliviaA.Rice@wisconsin.gov>
Sent: Monday, February 11, 2019 10:59 AM
To: Hanaman, Cathlene <Cathlene.Hanaman@legis.wisconsin.gov>
Cc: Kraus, Jennifer - DOA <Jennifer.Kraus@wisconsin.gov>; Rice, Olivia A - DOA <OliviaA.Rice@wisconsin.gov>
Subject: Statutory Language Drafting Request - 2019-21

Biennial Budget: 2019-21

Topic: W-2 24 month job placement limits

Tracking Code: BB0326

SBO Team: GGCF

SBO Analyst: Rice, Olivia
Phone: 608-266-5468
E-mail: oliviaA.Rice@wisconsin.gov

Agency Acronym: 437

Agency Number: 437

Priority: High

Intent:

Remove the 24 month participation limit on Trial Employment Match Program, Community Service Job, and Transition Jobs.

Attachments: False

Please send completed drafts to SBOSTatlanguage@spmail.enterprise.wistate.us



State of Wisconsin
2019 - 2020 LEGISLATURE

LRB-1935(?)
EAW...
WLJ

1n:2/13

DOA:.....Rice, BB0326 - W-2 ²⁴ month job placement limits

FOR 2019-2021 BUDGET -- NOT READY FOR INTRODUCTION

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

Analysis by the Legislative Reference Bureau

HEALTH AND HUMAN SERVICES

W-2 24-month job placement limits WISCONSIN WORKS

Under current law, the Wisconsin Works (W-2) program provides work experience and benefits for low-income custodial parents who are at least 18 years old. This bill removes the 24-month participation limit for the temporary employment match, community service job, and transitional placement programs under W-2.

EES

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

2 SECTION 1. 49.147 (3) (c) of the statutes is amended to read:

3 49.147 (3) (c) *Time-limited participation.* A participant under this subsection
4 may participate in a trial employment match program job for a maximum of 6
5 months, with an opportunity for a 3-month extension under circumstances

1 determined by the Wisconsin Works agency. A participant may participate in more
2 than one trial employment match program job, but may not exceed a total of 24
3 months of participation under this subsection. The months need not be consecutive.
4 The department or, with the approval of the department, the Wisconsin Works
5 agency may grant an extension of the 24-month limit on a case-by-case basis if the
6 participant has made all appropriate efforts to find unsubsidized employment and
7 has been unable to find unsubsidized employment because local labor market
8 conditions preclude a reasonable job opportunity for that participant, as determined
9 by a Wisconsin Works agency and approved by the department.

History: 1995 a. 289; 1997 a. 27; 1999 a. 9; 2001 a. 16; 2003 a. 33; 2005 a. 25; 2007 a. 20; 2009 a. 28, 333; 2011 a. 32, 257; 2013 a. 20; 2015 a. 55; 2017 a. 80.

Cross-reference: See also ss. DCF 101.16 and 101.17, Wis. adm. code.

10 **SECTION 2.** 49.147 (4) (b) of the statutes is amended to read:

11 49.147 (4) (b) *Time-limited participation.* An individual may participate in a
12 community service job for a maximum of 6 months, with an opportunity for a
13 3-month extension under circumstances approved by the department. An
14 individual may participate in more than one community service job, but may not
15 exceed a total of 24 months of participation under this subsection. The months need
16 not be consecutive. The department or, with the approval of the department, the
17 Wisconsin Works agency may grant an extension to the 24-month limit on a
18 case-by-case basis if the Wisconsin Works agency determines that the individual
19 has made all appropriate efforts to find unsubsidized employment and has been
20 unable to find unsubsidized employment because local labor market conditions
21 preclude a reasonable employment opportunity in unsubsidized employment for that
22 participant, as determined by a Wisconsin Works agency and approved by the
23 department, and if the Wisconsin Works agency determines, and the department

1 ~~agrees, that no trial employment match program job opportunities are available in~~
2 ~~the specified local labor market.~~

History: 1995 a. 289; 1997 a. 27; 1999 a. 9; 2001 a. 16; 2003 a. 33; 2005 a. 25; 2007 a. 20; 2009 a. 28, 333; 2011 a. 32, 257; 2013 a. 20; 2015 a. 55; 2017 a. 80.

Cross-reference: See also ss. DCF 101.16 and 101.17, Wis. adm. code.

SECTION 3. 49.147 (5) (b) 2. of the statutes is repealed.

(END)

Insert →
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INSERT

1 **SECTION 1.** 49.148 (1m) (c) of the statutes is amended to read:

2 49.148 (**1m**) (c) For purposes of the time limits under ss. 49.145 (2) (n) and
3 49.147 (3) (c) ^{and} (4) (b), and ~~(5) (b) 2.~~, all of the following apply:

4 1. Receipt of a grant under this subsection by a participant under par. (a) 1. does
5 not constitute participation in a Wisconsin Works employment position if the child
6 is born to the participant not more than 10 months after the date that the participant
7 was first determined to be eligible for assistance under s. 49.19 or for a Wisconsin
8 Works employment position.

9 2. Receipt of a grant under this subsection by a participant under par. (a) 1.
10 constitutes participation in a Wisconsin Works employment position if the child is
11 born to the participant more than 10 months after the date that the participant was
12 first determined to be eligible for assistance under s. 49.19 or for a Wisconsin Works
13 employment position unless the child was conceived as a result of a sexual assault
14 in violation of s. 940.225 (1), (2), or (3) in which the mother did not indicate a freely
15 given agreement to have sexual intercourse or in violation of s. 948.02 or 948.025 or
16 as a result of incest in violation of s. 944.06 or 948.06 and that incest or sexual assault
17 has been reported to a physician and to law enforcement authorities.

18 3. Receipt of a grant under this subsection by a participant under par. (a) 2. does
19 not constitute participation in a Wisconsin Works employment position.

History: 1995 a. 289; 1997 a. 27; 1999 a. 9; 2009 a. 28; 2011 a. 32, 257; 2013 a. 20, 165.

Cross-reference: See also ss. DCF 101.18 and 101.20, Wis. adm. code.



State of Wisconsin
2019 - 2020 LEGISLATURE

LRB-1935 P1 P2
EAW:wlj

DOA:.....Rice, BB0326 - W-2 24-month job placement limits

FOR 2019-2021 BUDGET -- NOT READY FOR INTRODUCTION

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

Analysis by the Legislative Reference Bureau

HEALTH AND HUMAN SERVICES

WISCONSIN WORKS

1. W-2 24-month job placement limits

Under current law, the Wisconsin Works (W-2) program provides work experience and benefits for low-income custodial parents who are at least 18 years old. This bill removes the 24-month participation limit for the temporary employment match, community service job, and transitional placement programs under W-2.

For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

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

2 **SECTION 1.** 49.147 (3) (c) of the statutes is amended to read:

3 49.147 (3) (c) *Time-limited participation.* A participant under this subsection

4 may participate in a trial employment match program job for a maximum of 6

1 months, with an opportunity for a 3-month extension under circumstances
2 determined by the Wisconsin Works agency. A participant may participate in more
3 than one trial employment match program job, but may not exceed a total of 24
4 months of participation under this subsection. The months need not be consecutive.
5 The department or, with the approval of the department, the Wisconsin Works
6 agency may grant an extension of the 24-month limit on a case-by-case basis if the
7 participant has made all appropriate efforts to find unsubsidized employment and
8 has been unable to find unsubsidized employment because local labor market
9 conditions preclude a reasonable job opportunity for that participant, as determined
10 by a Wisconsin Works agency and approved by the department.

11 **SECTION 2.** 49.147 (4) (b) of the statutes is amended to read:

12 49.147 (4) (b) *Time-limited participation.* An individual may participate in a
13 community service job for a maximum of 6 months, with an opportunity for a
14 3-month extension under circumstances approved by the department. An
15 individual may participate in more than one community service job, but may not
16 exceed a total of 24 months of participation under this subsection. The months need
17 not be consecutive. The department or, with the approval of the department, the
18 Wisconsin Works agency may grant an extension to the 24-month limit on a
19 case-by-case basis if the Wisconsin Works agency determines that the individual
20 has made all appropriate efforts to find unsubsidized employment and has been
21 unable to find unsubsidized employment because local labor market conditions
22 preclude a reasonable employment opportunity in unsubsidized employment for that
23 participant, as determined by a Wisconsin Works agency and approved by the
24 department, and if the Wisconsin Works agency determines, and the department

INS
3-3

147

Intro.

1 agrees, that no trial employment match program job opportunities are available in
2 the specified local labor market.

49.147(5)(b)1. of the statutes is
renumbered 49.147(5)(b) Intro.

3 SECTION 3. 49.147 (5) (b) 2. of the statutes is repealed.

147

4 SECTION 4. 49.148 (1m) (c) (intro.) of the statutes is amended to read:

5 49.148 (1m) (c) (intro.) For purposes of the time limits under ss. 49.145 (2) (n)

6 and 49.147 (3) (c), and (4) (b), and (5) (b) 2., all of the following apply:

(END)

INS
3-4

2019-2020 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-1935/P2ins
EAW:kjf

INS 3-3

SECTION 1. 49.147 (5) (b) 1. (intro.) of the statutes is renumbered 49.147 (5) (b) (intro.).

SECTION 2. 49.147 (5) (b) 1. a. to d. of the statutes are renumbered 49.147 (5) (b) 1m. to 4m.

History: 1989 a. 31 ss. 340, 361 to 380, 382 to 392; 1989 a. 107, 122, 359; 1991 a. 39; 1993 a. 16, 98, 377, 437, 490; 1995 a. 27, 77, 416, 440; 1997 a. 4, 27, 35, 237, 252, 275, 283, 284; 1999 a. 9, 89; 2001 a. 16; 2003 a. 33; 2005 a. 25 ss. 287 to 295m, 414, 415wr; 2005 a. 234 s. 4; 2005 a. 344, 433; 2007 a. 20, 97; 2009 a. 28, 71, 100, 182, 233; 2011 a. 32, 38, 266; 2013 a. 20 ss. 335 to 342, 444; 2013 a. 334; 2015 a. 55, 164; 2017 a. 59, 89, 185.

INS 3-4

SECTION 3. 49.147 (5) (bs) of the statutes is amended to read:
49.147 (5) (bs) *Required hours.* Except as provided in par. (bt) and sub. (5m), a Wisconsin Works agency may require a participant placed in a transitional placement to participate in education or training activities for not more than 12 hours per week and to engage in activities under par. (b) ~~1.~~, but may not require a participant under this subsection to spend more than 40 hours per week in combined activities under this subsection.

History: 1995 a. 289; 1997 a. 27; 1999 a. 9; 2001 a. 16; 2003 a. 33; 2005 a. 25; 2007 a. 20; 2009 a. 28, 333; 2011 a. 32, 257; 2013 a. 20; 2015 a. 55; 2017 a. 80.

Cross-reference: See also ss. DCF 101.16 and 101.17, Wis. adm. code.

SECTION 4. 49.148 (1) (c) of the statutes is amended to read:
49.148 (1) (c) *Transitional placements.* For a participant in a transitional placement under s. 49.147 (5) or in a transitional placement and in technical college education under s. 49.147 (5m), a monthly grant of \$608. For every hour that the participant fails to participate in any required activity without good cause, including any activity under s. 49.147 (5) (b) 1. a. to d. 1m. to 4m., the grant amount shall be reduced by \$5. Good cause shall be determined by the financial and employment planner in

accordance with rules promulgated by the department. Good cause shall include required court appearances for a victim of domestic abuse.



State of Wisconsin
2019 - 2020 LEGISLATURE

LRB-1935/P2
EAW:wlj&kjf

DOA:.....Rice, BB0326 - W-2 24-month job placement limits

FOR 2019-2021 BUDGET -- NOT READY FOR INTRODUCTION

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

Analysis by the Legislative Reference Bureau

HEALTH AND HUMAN SERVICES

WISCONSIN WORKS

1. W-2 24-month job placement limits

Under current law, the Wisconsin Works (W-2) program provides work experience and benefits for low-income custodial parents who are at least 18 years old. This bill eliminates the current 24-month participation limit for the temporary employment match, community service job, and transitional placement programs under W-2.

For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

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

2 **SECTION 1.** 49.147 (3) (c) of the statutes is amended to read:

3 49.147 (3) (c) *Time-limited participation.* A participant under this subsection

4 may participate in a trial employment match program job for a maximum of 6

1 months, with an opportunity for a 3-month extension under circumstances
2 determined by the Wisconsin Works agency. A participant may participate in more
3 than one trial employment match program job, ~~but may not exceed a total of 24~~
4 ~~months of participation under this subsection. The months need not be consecutive.~~
5 ~~The department or, with the approval of the department, the Wisconsin Works~~
6 ~~agency may grant an extension of the 24-month limit on a case-by-case basis if the~~
7 ~~participant has made all appropriate efforts to find unsubsidized employment and~~
8 ~~has been unable to find unsubsidized employment because local labor market~~
9 ~~conditions preclude a reasonable job opportunity for that participant, as determined~~
10 ~~by a Wisconsin Works agency and approved by the department.~~

11 SECTION 2. 49.147 (4) (b) of the statutes is amended to read:

12 49.147 (4) (b) *Time-limited participation.* An individual may participate in a
13 community service job for a maximum of 6 months, with an opportunity for a
14 3-month extension under circumstances approved by the department. An
15 individual may participate in more than one community service job, ~~but may not~~
16 ~~exceed a total of 24 months of participation under this subsection. The months need~~
17 ~~not be consecutive. The department or, with the approval of the department, the~~
18 ~~Wisconsin Works agency may grant an extension to the 24-month limit on a~~
19 ~~case-by-case basis if the Wisconsin Works agency determines that the individual~~
20 ~~has made all appropriate efforts to find unsubsidized employment and has been~~
21 ~~unable to find unsubsidized employment because local labor market conditions~~
22 ~~preclude a reasonable employment opportunity in unsubsidized employment for that~~
23 ~~participant, as determined by a Wisconsin Works agency and approved by the~~
24 ~~department, and if the Wisconsin Works agency determines, and the department~~

1 agrees, that no trial employment match program job opportunities are available in
2 the specified local labor market.

3 SECTION 3. 49.147 (5) (b) 1. (intro.) of the statutes is renumbered 49.147 (5) (b)
4 (intro.).

5 SECTION 4. 49.147 (5) (b) 1. a. to d. of the statutes are renumbered 49.147 (5)
6 (b) 1m. to 4m.

7 SECTION 5. 49.147 (5) (b) 2. of the statutes is repealed.

8 SECTION 6. 49.147 (5) (bs) of the statutes is amended to read:

9 49.147 (5) (bs) *Required hours.* Except as provided in par. (bt) and sub. (5m),
10 a Wisconsin Works agency may require a participant placed in a transitional
11 placement to participate in education or training activities for not more than 12
12 hours per week and to engage in activities under par. (b) ~~1.~~, but may not require a
13 participant under this subsection to spend more than 40 hours per week in combined
14 activities under this subsection.

15 SECTION 7. 49.148 (1) (c) of the statutes is amended to read:

16 49.148 (1) (c) *Transitional placements.* For a participant in a transitional
17 placement under s. 49.147 (5) or in a transitional placement and in technical college
18 education under s. 49.147 (5m), a monthly grant of \$608. For every hour that the
19 participant fails to participate in any required activity without good cause, including
20 any activity under s. 49.147 (5) (b) ~~1. a. to d.~~ 1m. to 4m., the grant amount shall be
21 reduced by \$5. Good cause shall be determined by the financial and employment
22 planner in accordance with rules promulgated by the department. Good cause shall
23 include required court appearances for a victim of domestic abuse.

24 SECTION 8. 49.148 (1m) (c) (intro.) of the statutes is amended to read:

